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City of Boston.

Monday January 1. 1844.

This being the day appointed by law, for the organization of the City government; the following Gentlemen appeared and took their seats, viz.t

Martin Brimmer, Mayor.

Aldermen.

Thomas Welmore.	Simon Wilkinson.
Abraham T. Lowe.	Jonathan Preston.
Sharra Crane.	Simon W. Robinson.
James Longley.	Henry B. Rogers.

Common Council. Message from.

Mr Richardson came up with a message, stating, that a quorum of the Common Council had assembled, and were now ready to form a Convention of the two branches of the City Council, for the purpose of their being organized.

Prayer.

The two branches met in Convention, in the Common Council Chamber. The meeting was opened with prayer by the Reverend Nathaniel Langdon Frothingham D. D.

Mayor.

The Honorable Samuel Shaw, Chief Justice of the Supreme Judicial Court, administered the oaths required by law, to the Mayor. The Mayor afterwards administered the like oaths to the Aldermen, and then to the members of the Common Council. He then addressed the City Council. The two branches then separated.

Common Council. President & Clerk.

A message was received from the Common Council, stating, that they had made choice

2. of Peleg W. Chandler, Esquire, for President, and Washington P. Gregg, Esquire, for Clerk.

Ordered, that a message be sent to the Common Council, proposing a convention, forthwith of the City Council, in the Common Council Chamber, for the purpose of electing a City Clerk.

A message was received from the Common Council signifying their concurrence with the board of Aldermen, to form a Convention of the City Council, at the time, and for the purpose above expressed.

In Convention.

City Clerk. Agreeably to assignment, the two branches of the City Council met in Convention in the Common Council Chamber, for the purpose of electing a City Clerk. Alderman Wetmore, Messrs. I. Harris and Whiting were appointed a committee, to receive, sort and count the votes. The said Committee reported that the whole number of ballots was fifty three; necessary for a choice twenty seven. Samuel F. McCleary had fifty three, and he was unanimously chosen. The oath of office was administered to the City Clerk, by the Mayor.

The business of the Convention being accomplished the two branches separated.

Standing Committees. The following Standing Committees were nominated and appointed, viz: Police, The Mayor. Internal Health, Aldermen Wilkinson, Crane and Robinson. External Health, Aldermen Lowe, Wetmore and Crane. Fire

Department and Reservoirs The Mayor, Aldermen Longley & Crane. Market Aldermen Longley, Wilkinson, and Robinson. Common, Malls, Copps Hill and Fort Hill The Mayor, Aldermen Wilkinson and Rogers. Burial Grounds and Cemeteries Aldermen Longley, Lowe and Wilkinson. Lamps, Bells and Clocks Aldermen Crane, Lowe and Wilkinson. Bridges Aldermen Preston and Crane. County accounts Aldermen Wetmore and Robinson. Licenses Aldermen Lowe, Longley and Crane. Laying out and widening Streets Aldermen Wetmore, Preston and Rogers. Paving and repairs of Streets Aldermen Crane, Longley and Robinson. Common Sewers and Drains Aldermen Wetmore, Preston and Crane.

Memorial of Thomas Williams late Engineer of the Fire Department, praying to be heard in his defence against charges which have been alleged against him. Referred to the Committee on the Fire Department. — Williams.

John R. Bradford, Wood measurer returned that he measured the last year 224 loads of wood. Read and filed. — Wood measurer's return.

Ordered, that the several subjects not acted upon which were referred from the last board to this, be referred to the several committees to which they relate. — Business resumed.

Ordered, that when this board shall adjourn, that it adjourn to meet on Monday next, at four o'Clock P.M. and that Mondays, at the hour aforesaid, be the time for its meetings, until further order. — Aldermen meetings of

Adjourned to Monday next. four o'Clock. P.M.

January 6. 1844. Messrs. Gid=

Comman Council. = eon F. Thayer, member elect of the common Council from

members qualified. Ward No. 7. Andrew J. Hall, from Ward 9, and Horace Wil=

=liams from Ward 10. appeared, attended by Mr Hayden, and

the several oaths required by law, were administered to

them by the Mayor; after which they retired.

At a meeting of the board of

Aldermen of the City of Boston, held at City Hall, on Mon=

=day the Eighth day of January, A. D. 1844.

Present,

The Mayor, and the whole board of Aldermen.

Inspectors of prisons.

Report of the Inspectors of Prisons

for the County of Suffolk, on the Jail, Boston Lunatic

Hospital, Houses of Industry, Reformation and Correction,

was laid on the table and ordered to be printed for the use

of the members of the City Council.

Rules & orders.

Order of the Common Council

directing, that the rules and orders of the City Council, for the

last year, be adopted by the present City Council, until other=

=wise ordered. came up for concurrence. Read and concurred.

Finance Committee.

Order of the Common Council

appointing Messrs Hayden, Curtis, A. J. Hall, Drake, Whit=

=temore, Gardner and Kendall, a Standing Committee on

Finance came up for concurrence. Read and concurred, &
and the Mayor was added on the part of this board, pur-
=suant to the order on that subject.

The board proceeded by ballot to the choice of a Committee on Accounts on its part, and the votes being taken it appeared that Aldermen Wetmore and Robinson were chosen. The Common Council chose on its part Messrs. Ewing, Whiting and Bradlee. Accounts Committee

Order of the Common Council appointing on its part a board of visitors of the Boston Lunatic Hospital, Messrs. J. Cullen Ayer, Isaac Harris, Isaac Cary, and Gideon F. Thayer. Came up for con-=currence. Read and concurred, and the Mayor, Aldermen Crane and Longley were appointed on the part of this board. Lunatic Hospital Visitors.

Order of the Common Council appointing Messrs. A. H. Ladd, Curtis, Robinson Wetmore=-shield and Whiting, with such as the board of Aldermen might join, a committee to report upon the expediency of altering the present organization of the Committee on Public Lands. Came up for concurrence. Read and concurred, and Aldermen Wetmore, Preston and Rogers were joined. Public Lands.

Order of the Common Coun=-cil directing that so much of the Mayor's address to the City Council as relates to the board of aldermen be referred to Messrs. Cook, Richardson, Ladd, Rice, and Otis with such as the board of Aldermen might join, & reported accepted. Mayor's

6. Came up for concurrence. Read and concurred, and the Mayor, Aldermen Wetmore and Rogers were joined.

Washington Street.

Ordered, That due notice be given to the owners & tenants of the estate belonging to Thomas Carter at the intersection of the westerly side of Washington Street and the Southerly side of Watt Street, that the Board will on Monday the 22d instant at 4 o'Clock P.M. at the Aldermen's Chamber in Faneuil Hall proceed to consider the question of widening the said Washington Street and of taking for that purpose a part of the said estate and that all persons objecting thereto may then be heard.

Williams.

Petition of Amasa Fay, and others, Ephraim Marsh, and others, Reuben S. Martin, and others and George W. Bird, and others, in favor of Thomas Williams being re-appointed an Engineer of the Fire Department, referred to the Mayor.

Common Sewers in Union & Lincoln Streets.

The Superintendent of Sewers reported the Common Sewers in Union Street, near Richmond Street, and in Washington Street, referred to the Committee on Sewers and Drains.

Appleton. Court Street.

Ordered, That the Committee on Laying out and Widening Streets, be and they hereby are authorized & directed to negotiate the question of damages between the City and Benjamin B. Appleton, in relation to the widening of Court Street in front of the said Appleton's estate on said Street & agreeably to the vote of the Board passed the 23d day of October last.

The Port Physician made his quarterly report, ending Dec. 31. last of the number of persons vaccinated and cases examined, and the number of vessels visited by him. Read and sent down. Port Physician.

Ordered, That the report of the Board of Visitors of the Lunatic Hospital of the last year upon the subject of employing the inmates be taken from the files and referred to the Visitors of the Lunatic Hospital, to consider and report. Sent down for concurrence. Came up concurred. Lunatic Hospital.

Ordered, That the petition of the Trustees of the Charitable Association for the Relief of Destitute Children, for aid, be taken from the files and referred to the Committee on the Fire Department, with such as the Common Council may join, to consider and report. Sent down for concurrence. Came up concurred, and the Common Council joined on its part, Messrs. Wheelwright, Ellis, Fisher, Lewis and Boardman. Fire Department Association.

Petition of M. A. Keith to be remunerated the damage to her property occasioned in June street, in August last, Read and thereupon ordered, That the petitioner have leave to withdraw her petition. Keith.

Petition of Edmund Burke, and others, for the use of ward room of Ward No. 5 in Leverett street to hold meetings of the Total Abstinence Society. Referred to the Committee on Public Buildings on the part of this board. Burke Ward room No 5

James Leary, and others

Sewers. respecting the widening of Union street, taken from the files and referred to the Committee on Streets.

Adjourned to Monday next, 5 o'clock P. M.

At a meeting of the Board of Aldermen held at the City Hall on Monday the fifteenth day of January, A. D. 1844.

Present.

Jno. Gunn, and the whole board of Aldermen.

Sewers. The Superintendent of Sewers

English & Maitland Sewers reported assignments of common sewers in Sumpike

Streets. street, and Portland street. Referred to the Committee on Sewers and Drains.

Rules & Orders. Order of the Common Council

appointing Messrs Newton, Greenwood and Bailey, with such as the board of Aldermen might join, a committee to prepare and report rules and orders for the regulation of the proceedings of the two branches of the City government. Came up for concurrence. Read and concurred and Aldermen Wilmerding and Gunn were joined.

Public Buildings. Order of the Common Council

appointing Messrs Crockett Bills Otis Gunn and Boynton,

with such as the board of Aldermen might on the standing committee on Public Buildings. Came up for concurrence. Read and concurred, and the Mayor, Alderman Kingsley and Preston were joined.

Order of the Common Council referring the Auditor's communication respecting appropriations to the Committee on Finance. Came up for concurrence. Read and concurred. Appropriations.

Petition of Benjamin Richardson, and others, for liberty to exhibit a play, called the Reformed drunkard. Referred to the Committee on Licenses. Richardson.

Memorial of Ebenezer Clough. Hay Weigher at the Southern Scales, respecting hay weighing and the fees. Referred to the Committee on Licenses. Clough.

Order of notice from the Probate Court, respecting John H. Birds will. Referred to the Mayor. Birds will.

Memorial of Thomas H. Webb, Esq. respecting a lamp post in front of the [illegible] Webb.
ton street, on which they have placed a sign, which has been ordered by the City Marshal to be removed. Referred to the Mayor.

Petition of [illegible] and others, to have edge stone set in Fedham and Sugarloaf streets. Referred to the Committee on Paving. [illegible]

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Williams'

The Committee on the Fire Department to whom was referred the petition of T. S. Williams an Engineer, ask leave to Report: That no charges have been preferred against Williams from the Board of Aldermen or before the Committee. Your Committee are informed that a Committee of the Common Council have examined certain charges against Mr Williams and have reported favourably for Mr Williams. [illegible] by the Common Council. It is not to be charged from the action of the Committee & the subject. For the Committee, M. Brimmer, Chairman. Read and accepted.

Engineers &

Thomas S. Williams and Francis [illegible] were nominated and appointed Engineers of the Fire Department. Sent down for concurrence. Came up concurred.

Ordinances.

Aldermen Wetmore, Howe & Fogg were nominated and appointed the Standing Committee on ordinances and orders.

Tea to be destroyed.

Ordered, that the Fire Inspectors under the direction of the Committee on Internal Health cause to be destroyed such part of the Cargo of tea, called imported in the Brig Harbinger, as has been contaminated, or may have been in any way injured by or mixed with oxalic acid or any other poisonous substance.

[illegible]

The Committee of the Superintendent of the Public Hospital recommend that Elizabeth Mc. Nair be allowed to be discharged, viz. Elizabeth Mc. Nair [illegible] husband wishes to remove her to the State of Vermont. J. Whittemore, an unfit subject, her husband intends to

remove her to the Mc Lean Asylum; Victor S. Klein, who is able 11.
to work at his trade and can now find employment; and Ellen
Cody who has recovered. Read and thereupon ordered, that they
be discharged accordingly.

George Woodman licensed Auctioneer.
as an Auctioneer, and his bond approved.

Receipts and Expenditures Overseers
of the Overseers of the Poor, for the last year. Read and sent for.
down.

Resolved, That the safety Summer
and convenience of the Inhabitants require that Summer
Street should be widened by taking a piece of land belonging
to Willard Sears of said Boston bounded as follows viz. Be
=ginning at the Westerly corner of a building at the inter=
=section of Summer and Broad Streets now or lately belong=
=ing to Elijah T. Wetherbee, thence running Westerly by the line
of the new building belonging to the said Sears about twenty
nine & one twelfth feet to the present line of Summer Street
thence South Easterly by the said present line
as fixed, thence North Easterly by the same line about five
feet & one twelfth to the place of beginning containing
three feet & five eighths. And whereas the said Sears has
had due notice of the intention of this board to take the
said piece of land for the purpose aforesaid and does not
object thereto. It is therefore hereby ordered that the piece
of land before described is and the same is hereby
laid out as part of Summer Street the same being there
down and marked on a plan of the said Street made by

12. [illegible] and Signed 1832 and deposited in the office of the Mayor and Aldermen.

Ordered, That there be paid [illegible] Hundred Years be rented and her Pew taken in full for Every three months and taken & rented from time to time as the same passed this day on the presentment and assessing all damages. And that the same be charged to the appropriation for laying out and widening Streets.

Adjourned to Monday next, four o'Clock, P.M.

At a meeting of the Board of Aldermen of the City of Boston held at City Hall on Tuesday the twenty second day of January A. D. 1834.

Present

The Mayor, and the whole board of Aldermen.

Ordered That the Mayor and Aldermen be and they are hereby requested to cause to be printed in pamphlet form the Ordinances passed this day A. D. 1832. And down for convenience. Came up concurred.

The joint Committee who were [illegible] and report Rules and Orders for the regulation of the proceedings of the two branches of the City

Government, ask leave to Report the Rules and Orders which 13.
were adopted for the government of the City Council of the
last year, as amended and passed for the present Council
with an amendment viz. By inserting at the end of the
first section the following rule & order. Thomas Welmore
for the Committee. "The member of the Board of Aldermen
first named on every joint Committee of which the Mayor
is not a member shall be its Chairman, and in case of his
resignation or inability, the member of the same board next
in order and after him the member of the Common Council
first in order shall call meetings of the Committee and
act as Chairman. Accepted in Common Council. Came
up for concurrence. Read and concurred.

Order of the Common Coun- Rules & Orders
-cil authorizing the joint Committee on Rules and Orders, to to be printed.
cause to be printed said rules and orders, with the names
of the members of the government of the City; Officers and
their Salaries, and such other matters as they may deem
expedient: Came up for concurrence. Read and concurred.

Order of the Common Coun- City Charter.
-cil appointing Messrs. Richardson, Dudley and Stevens
with such as the Board of Aldermen may [illegible]
to consider and report, what measures it is expedient to be
taken in relation to amendments of the City Charter. Came
up for concurrence. Read and concurred, and the Mayor
and Alderman Welmore were joined.

Elections. Order of the Common Council appointing Mess^rs Whiting, Wells and Burke, with such as the Board of Aldermen may join, a committee to inquire into and report whether there has been any failure to comply with the law regulating elections, and the qualification of voters, and if so, by whom, and for what reason. Came up for concurrence. Read and concurred, and Aldermen Wilmore and Rogers were joined.

Public Lands. The committee on the subject of the expediency of altering the present organization of the Committee on Public Lands, reported an ordinance to increase the number of said committee. The whole subject was indefinitely postponed in Common Council. Came up for concurrence. Read and concurred.

Public Lands. Ordered, That Aldermen Lowe and Rogers, with such as the Common Council may join, be the Standing committee on Public Lands. Sent down for concurrence. Came up concurred, and the Common Council joined on its part Mess^rs Richardson, Sanborn and Dyer.

Appropriations. The committee to whom was referred the communication of the Auditor in relation to certain transfers of appropriations &c have to report: That ordinances be passed to the appropriations in the Ward Schools Common Schools, Public Buildings, Incidental Expenses, Bells & Clocks. And that transfers may with propriety be made from the appropriations named in the order herewith

submitted. For the Committee. M. Brimmer, Chairman. Ordered, That the following transfer of appropriations be made, viz. That there be added to the appropriation for a New Grammar School House in Ward 10, the sum of One thousand dollars, and to the appropriation for Repairs on Public Buildings the sum of [illegible] hundred dollars, and that the same be withdrawn from the appropriation for the payment of Interest on the Public Debt. That there be added to the appropriation for Police the sum of Fifteen hundred dollars to be withdrawn from the appropriation for Internal Health. That there be added to the appropriation for Incidental Expenses &c. the sum of Two thousand dollars, and that the same be withdrawn from the appropriation for Old Claims. That there be added to the appropriation for Bells and Clocks the sum of Three hundred dollars, and that the same be withdrawn from the appropriation for New fixtures for the extension of Gas Lights. Read & Ordered in Common Council, and the order passed. Came up for concurrence. Read and concurred. 15.

[illegible] Committee on [illegible] Mayors

the Mayors address as relates to the Board of Aldermen ask leave to report in part: That great loss and inconvenience has accrued to the City in consequence of the appointment of taxes in the first day of May. [illegible] City, having a large stake in the community and residing in the City during a large portion of the year, [illegible] all the advantages of the expenditures of the City, their [illegible] and properly collected by the Collectors [illegible] by the police, leave the City previous to the month of May.

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and to escape taxation on their personal property, & thereby increase the taxation of their fellow citizens. To obviate this growing evil, your committee recommend that a petition be presented to the Legislature now in session to change the time of assessing the taxes in this City from the first day of May to the first day of January, and they report the following order, to the Committee. H. Simmons, Chairman. Ordered That the Mayor be and he is hereby authorized to petition the Legislature now in session to change the time of assessing the taxes in the City of Boston from the first day of May to the first day of January. Report in Common Council, and the order passed. Came up for concurrence. Read and concurred.

Ordered, That Aldermen Wells and Phelps, with such as the Common Council may join, be a committee to consider and report, whether any alteration in the law regulating the projection of porticos, porches and bow windows and other windows into the streets, is required. Came up for concurrence. Came up concurred, and the Common Council joined on its part Messrs. Willis, Gibson and Pollard.

South Wharf Co. Holbrook & Dillon.

The several petitions to the Legislature, and the notice thereon of the South Wharf Corporation, and Holbrook & Dillon for leave to extend their several wharves. The last referred to the Mayor, and the rest referred to Aldermen Crane, Preston and Williston.

W. H. Gardiner, to have certain restrictions taken off from Robbins
certain lot of land on Washington Street purchased of the
City by Henry Newman and now held by the petitioners.
Referred to Aldermen Lowe and Tyler, with such as the
Common Council may join, to consider and report. Sent
down for concurrence. Came up concurred, and the Common
Council joined on its part, Messrs Richardson, Kendall
and J. Harris.

Ordered, That the Committee Washington
on the convenience of the Inhabitants require that Washington Street.
Street should be widened at the intersection of West Street
by taking a piece of land on the West side thereof bounded
as follows viz. Beginning at the intersection of the West
side of Washington Street and the Southerly side of West
Street thence running Westerly by the line of West Street
[illegible] feet thence turning and running Southerly to the East
ly corner of the new building belonging to Edward [illegible]
&c. about thirty two feet and eight inches thence Easterly
by the present line of Washington Street four feet & six
inches, thence Northerly by the said Washington Street thirty
two feet and eight inches to the place of beginning containing
about One hundred and sixty five and one third feet,
according to a plan thereof made by C. J. Gallo[illegible] Esq.
May 1st 1841 the said land belonging to Thomas Clap
Ho Carter and William G. Lee and the use & the [illegible]
And whereas the said owners have had the notice of
the intention of the Board to take the said land for the
purpose of widening the said Street;— It is thereupon hereby

18. Ordered that the Road on the first day of April next will proceed to widen the said Street by taking the piece of land before described and laying out the same as a part thereof, and by removing therefrom any buildings or parts of buildings or other obstructions that may be on the same, and that due notice thereof be given to the owners & to the several tenants and lessees of the said estate & to all others interested therein.

Kimball. Petition of Eliphalet Kimball, and others, to have Washington Street widened at the corner of West Street was read before passing the last vote, and laid on the table.

Sewers in Portland, Pine, Tremont and Turnpike Streets. The Committee on Common Sewers to whom were referred Assessments for Common Sewers laid during the past year in Portland, Pine, Tremont and Turnpike Streets, ask leave to report, That the said assessments for the three first mentioned Sewers are correct and they report the usual orders for confirming and collecting the same. And with regard to the said assessment for the Sewer in Turnpike Street, they ask leave to report, that a considerable part of the cost of said Sewer is a common outlet to many Sewers to be hereafter laid and therefore that the expense ought not to be assessed on those persons who now are benefited by it. They therefore report a new assessment in which one half of the whole expense is charged to the City. For the Common Sewers Returned. The assessment is on Order of this Board, passed on the first day of May last, public notice duly having first been given, a Common Sewer has been laid in Portland Street, the cost of which was Six hundred

and ninety nine Dollars and fifty seven cents, one quarter part by reason being deducted, to be paid by the said City, there remains Five hundred and twenty four dollars $\frac{68}{100}$ to be charged to persons benefitted by the same, according to law: "It is therefore Ordered, that the persons named in the Schedule hereunto annexed, being benefitted as aforesaid, be and they hereby are charged and assessed, with the sums therein set to their respective names, as their proportional part of the expense of the said Sewer, and the same is ordered to be certified and notice thereof given to the parties aforesaid, their tenants or lessees. Whereas pursuant to an Order of this Board, passed on the Sixth day of November last public notice thereof having first been given, a Common Sewer has been relaid in Anne Street, the cost of which was One hundred and twenty six dollars, one quarter part whereof being deducted, to be paid by the said City, there remains Ninety five dollars $\frac{24}{100}$ to be charged to persons benefitted by the same, according to law: It is therefore Ordered, that the persons named in the Schedule hereunto annexed, being benefitted as aforesaid, be and they hereby are charged and assessed, with the sums therein set to their respective names, as their proportional part of the expense of the said Sewer, and the same is ordered to be certified and notice thereof given to the parties aforesaid, their tenants or lessees. Whereas pursuant to an Order of this Board, passed on the third day of July last public notice thereof having first been given, a Common Sewer has been laid in Kingston Street, the cost of which was three hundred and twenty [illegible] one quarter part whereof being deducted, to be paid by the said

20. City, there remains eight Hundred and fifty three dollars 91/100
to be charged to persons benefitted by the same, according to
law: It is therefore Ordered, that the persons named in the
schedule hereto annexed being benefitted as aforesaid, be
and they hereby are charged and assessed, with the sums
therein set to their respective names, as their proportional part
of the expense of the said Sewer and the same is ordered
to be certified and notice thereof given to the parties aforesaid,
that such assessment may be heard & settled. Whereas pursuant to an Order of this
Board, passed on the first day of May last public notice
thereof having first been given, a Common Sewer has been
laid in Turnpike Street, the cost of which was Nineteen
hundred and twenty nine Dollars and fifty Cents, one half
of which being deducted, to be paid by the said City,
there remains nine hundred and sixty four dollars 64/100 to
be charged to persons benefitted by the same, according to
law: It is therefore Ordered, that the persons named in the
schedule hereto annexed, being benefitted as aforesaid, be
and they hereby are charged and assessed, with the sums
therein set to their respective names, as their proportional part
of the expense of the said Sewer and the same is ordered
to be certified and notice thereof given to the parties aforesaid,
that such assessment may be heard & settled. Heard and accepted and
the several assessments passed.

Welch

The committee to whom
was referred the petition of William Welch, of Roxbury in the
County of Norfolk, for damage done to his horse and carriage
on the 30th of November 1843, in consequence of the defect to
one of the Sewers being off unbolted, report: That in their

opinion he should receive Eighteen dollars and fifty cents 21.
for his damages. For the Committee, Jonathan Preston, Ordered, That there be paid to the above named William Welch eighteen dollars and fifty cents, in full for damage to his horse and carriage in passing one of the bridges over the Canal on Kilby Street, the appropriation for which was made at the last session of the City Council, and relieving the City from all damages. Read, accepted, and the order passed.

Petition of Edmund Jackson, Jackson-
to have a bond and mortgage assigned to him, which the City mortgage.
holds against George Jackson, on a lot of land, on Concord Street. Referred to the Mayor with full power to make the assignment as prayed for, on the money's being paid in full.

The City Treasurer having Mortgage.
certified that the bond of Silas Holman, Jr. to the City, se-
cured by mortgage, has been paid. The bond having been
put in suit & with the mortgage on file in the office of the
Clerk of the Court of Common Pleas, and therefore or-
dered, that the Mayor be and he is hereby authorized and re-
quested to discharge the same on the record.

Application of Silas Howe Howe
for a license to exhibit a miniature Steam Boat. Referred
to the Committee on Licenses.

Petition of Towne, Wildo & Co. Towne
for leave to place an iron grating in the side walk in front Kilby Street.
of their store in Kilby Street. Referred to the Committee with full
power.

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Petition of Theodore F. Brooker, to be paid the amount he is mulcted in consequence of the street Sewer having been raised. Referred to the Committee on Paving.

Burke

Petition of Michael J. Burke, and others, for the use of the vacant room in Nut Hill, East Street, and Common Street for meetings to organize Ladies Total Abstinence Societies. Read & the Committee on Public Buildings on the part of this board.

Public Lands Superintendents report.

The Superintendent of Public Lands made his semi annual report of Lands sold &c. Read and sent down.

Petition of Granville Mears, and others that the Embankade removed from the westerly side of the old State house. Joined in Common Council to the Committee on Public Buildings, with full power to remove the same, if they shall deem it expedient. Came up for concurrence. Read and concurred.

Petition of Jon Mitchell to have some consideration made to him for raising a vessel which was sunk in the narrows, the last Summer. Read and referred to Aldermen Howe and Wetmore, with such as the Common Council may join, to consider and report. Sent down for concurrence. Came up concurred, and the Common Council joined on its part Messrs Crockett, J.W. Hall and Colapsh.

Union Road.

The Committee on laying out and widening Roads to whom was referred a bond

[illegible] indemnify the City in the sum of [illegible]
[illegible] Union Street were [illegible]
[illegible] that the Board of [illegible]
last, Resolved to widen Union Street, "Provided that a [illegible]
[illegible] and to [illegible] and indemnify the City from
all damages and expenses which may be occasioned thereby
over and above the sum of "Five Thousand dollars," and they
[illegible] and now report that [illegible] not comply with
the conditions mentioned in the said Resolve, and therefore
will not be accepted. They ask and leave to make part
of their report the opinion of the City Solicitor on the same
subject. Thomas Elmore, for Committee. I have examined the
Bond offered by Messrs. James Davis and others, referred to me
to consider "whether it is properly drawn to indemnify the
City against all damages and expenses which may be oc-
-casioned by the proposed widening, and particularly whether
if it is accepted, the City will be obliged to lay out the road
and remove all obstructions except those on the Heard estate
within some definite time." In respect to the former part of
the question, I am of opinion, that a question might arise
whether the Bond would cover the expense of removing
the buildings, with the consequential damages to rest the
removal of a part should render the removal of the
whole building; and I should therefore think it advisable
to retain the specific provision on this point which was con
=tained in the first bond drawn up under my direction. As
to the time within which the buildings must be removed, I
think the Court would adopt the rule which is followed in

24. the laying out of common roads in towns; that is, that the Mayor and Aldermen might as the County Commissioners do, fix a time in their Resolve for laying out, which they shall deem reasonable for the removal of the buildings or other obstruction in the proposed way. Wm. Pickering City Solicitor. Read and accepted.

Richardson. The Committee on Licenses to whom was referred the petition of Benjamin Richardson and others, for a license to exhibit a play called the "Reformed Drunkard", reported, that the petitioners have leave to withdraw their petition. Read and accepted.

Shattuck and others. The committee on the petition of E. C. Shattuck, jun.r and others, for the use of the Land room in Faneuil Hall, for Religious worship, and leave to report, that in their opinion it is inexpedient to grant the use of Land Rooms for the purposes of public worship. they therefore recommend that the petitioners have leave to withdraw their petition, for the Committee. M. Simmons Chairman. Read and accepted.

Second hand articles. Bernard Nugent licensed as a dealer in second hand articles 56 Bucklstone Street.

Adjourned to Monday next, four o'Clock P.M.

At a meeting of the board of 25.
Aldermen of the City of Boston, held at City Hall, on Mon-
day the twenty ninth day of January A. D. 1844.

Present.

The Mayor and the whole board of Aldermen.

Petition to the Legislature, and Green Cap.
the order of notice thereon of Thomas Crafts, and others
& incorporated for the purpose of erecting a wharf
-ing &c. Referred to the Mayor & Aldermen
-men and Clerk.

Petition to the Legislature, and Russell
the order of notice thereon of Nathaniel Russell, and others, to Plymouth
Plymouth to Boston. Referred to the Mayor and Aldermen
Fitzmore and Howe.

Petition to the Legislature, and Trust.
the order of notice thereon of Thomas A. Rust, for leave to ex-
-tend his wharf from Causeway Street into Charles River to
-ward. Referred to the Mayor with full power.

Petition of Otis King, and others King.
for leave to take water by suction, from the well in the street Charles Street.
to the cellar of his building corner of Charles and Cam-
-bridge Streets. Referred to the Committee on Wards.

Petition of Amos Lawrence, and others Lawrence
to have that street widened, by cutting off a part of the corner of
at the corner of Mason street, and the petition of

26. H. Yates and another in favor of the same. Referred to the Committee on Streets.

Malden Petition of the Superintendent of Drains
Mal'd and others asking a part of the cost and expense of con-
structing the common Sewer in Malden Street. Referred to
the Committee on Sewers and Drains.

Petition of the Proprietors of
the United States Hotel, called Eddy, in behalf of Isaac
U. Eddy and E. Turner, to be relieved from the assessments made
upon them for entering their drains into the common Sewers.
Referred to the Committee on Sewers and Drains.

Middlesex Petition to the Legislature, with
Canal. the vote of concurrence of the Proprietors of the Middlesex
Canal for leave to introduce water into the City by means
of that Canal. Referred to the Mayor, Aldermen Wilkinson
and Robinson, with such as the Common Council may join.
Sent down for concurrence. Came up concurred, and the
Common Council joined on its part. Messrs Crowninshield,
Upton, Wiley, Wentworth and Fuller.

Quincy. Petition of Samuel Quincy, &
others praying that there may be an alteration made in the mode of assessing
taxes. Referred to the joint committee on so much of the Mayor's
address respecting assessors. Sent down for concurrence. Came
up concurred.

Marsh The Committee on Licenses
to whom was referred the petition of Ebenezer Marsh praying

Hall to now receive an increased compensation for his services; and how weighers at the South City Scales, have attended to that duty and offer the following Report: The Committee have been furnished with sundry papers, having relation to the case under consideration, which induce the belief that public convenience requires the continued support of the Southern Hay Scales: they also learn that the whole amount of fees received by the petitioner, for weighing, for a period of seven years, amounts to $843.41; or to the average of $120.50 per annum. Inasmuch as Mr Clough is obliged to pass his whole time at the Scales, they committee think that he is justly entitled to an increase of compensation; especially as the city is in receipt of a revenue from the use of the Southern Scales. They would therefore submit the following order. Graham S. Fox for the Committee. Ordered. That the sum of two hundred and fifty dollars be paid, annually, to the weigher of Hay, at the South Scales, in addition to the fees received by him; provided the whole sum, including fees, shall not exceed three hundred and seventy five dollars per annum; the same amount, not exceeding two hundred and fifty dollars, to be taken from the surplus revenue of the North Scales. Read, accepted and the order passed. Sent down for concurrence. Came up concurred.

The Committee on rival Rules and Orders ask leave to Report in addition to their former Report a rule and order for the appointment of a joint Standing Committee on Fuel, whose duties are prescribed by an ordinance passed May 4. 1843. Respectfully submit

[illegible] for the Committee. Thomas Welmore. Joint Rule and Order. At the commencement of the Municipal year there shall be appointed a joint Standing Committee on Fuel, to consist of the Mayor and five members of the Board of Aldermen and five members of the Common Council. Accepted in Common Council. Came up for concurrence. Read and concurred.

Order of the Common Council appointing Messrs Whiting, Carey, Fisher, J. Harris and Adams, with such as the board of Aldermen may join, the Standing Committee on Fuel. Came up for concurrence. Read and concurred, and the Mayor, Aldermen Longley and Wilkinson were joined.

Public Instruction.

Order of the Common Council appointing Messrs Chandler, Wainwright, Sutton, Lyon and Tyler, with such as the board of Aldermen might join, the standing committee on Public Instruction. Came up for concurrence. Read and concurred, and the Mayor, Aldermen Welmore and Rogers were joined.

Jail &c.

Order of the Common Council appointing Messrs Lawrence, Ireland, Sutton & Thomas and Norcross, with such as the board of Aldermen might join, the standing committee on the Jail, Houses of Correction, and Reformation. Came up for concurrence. Read and concurred, and the Mayor, Aldermen Welmore and Preston were joined.

Elections.

The joint committee on the [illegible] the preceding elections, and the qualification of voters, made a report, which was laid on the table and

ordered to be printed, for the use of the members of the City Council.

The joint special committee to whom was referred the petition of Edward M. Robbins and William M. Gardner, praying for an alteration in the condition by which they hold certain wood lands, have attended to that duty and report: That they see no objection to the granting of the prayer of the petitioners; and they accordingly offer the following order. Graham of Dover, for committee. Ordered, That the Mayor be requested to release certain condition, expressed in a deed dated the twenty ninth of November 1825, by which the City of Boston conveyed to three certain lots of land, situated on the Northern Street, on the Neck, so called; so that no breach of such condition, by the owners of any separate part of said land, shall forfeit, or render liable to forfeiture, any thing more than the part owned by the party by whom such breach of condition shall be made. Read, accepted and the order passed. Sent down for concurrence. Came up concurred. Robbins.

The committee to whom was referred the order of notice on the petition of [illegible] Holbrook & Dixon, to extend their wharf to the Commissioners' line, reported, that there is no objection to such extension, provided said wharf be built with piles. Read and accepted. Holbrook

The committee to whom was referred the petition of the South Boston Corporation to the Legislature praying for leave to fill up and make South Wharf.

have had the subject under consideration and Report: That in the opinion of your Committee the prayer of the petitioners ought not to be granted, as by making solid the aforesaid wharves it would be injurious to the navigation of the South part of the City. They would therefore recommend, that the Mayor be requested to take all lawful and proper means to prevent the granting of the prayer of the aforesaid petitioners. By the Committee. Sarra Crane. Read and accepted.

Financial year

In Board of the Common Council
Wednesday The Committee on Finance, to consider and report
if the expediency of altering the time for the commence-
ment of the financial year, from May to April, or to an earl-
-ier period, if in their opinion it would be beneficial to the City.
Came up for concurrence. Read and concurred.

Elias Howe

The committee to whom was
referred the petition of Elias Howe for a license to exhibit a
miniature steam boat, reported, that a license be granted. Read
and accepted.

Baker

The bond of Elisphalet Baker
principal, and Samuel Hale junior, as surety, to the
City of Boston to indemnify and save harmless said City,
from all damage, in consequence of the widening of
Washington Street. Read and approved.

Washington benev. total abst.

The committee on the peti-
-tion of the Washington benevolent total abstinence society,

for the use of the Ward room in Common Street, to hold 31 meetings on the evenings of Monday and Thursday in each week, when not occupied for City purposes - reported, that leave be granted as prayed for. Read and accepted.

Adjourned to Monday next, four o'Clock P. M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall on Monday the fifth day of February A. D. 1844.

Present

The Mayor and the whole board of Aldermen.

Ordered, That the Mayor be, and he is hereby, authorized to take such measures as, in his judgement, may seem proper and expedient, for opening a ship-passage from our inner harbour, through the ice, to the Sea; for the purpose of facilitating the navigation of this port: provided, that the amount expended from the City Treasury, under authority of this Order, shall not exceed the sum of Five hundred dollars. Ordered, That the amount expended under authority of the foregoing Order shall be charged to the appropriation for Incidental Expenses and Miscellaneous Claims. Passed in Common Council. Came up for concurrence. Read and concurred.

See in the Harbour.

Ordered, That the joint Committee on Public Buildings be, and they hereby are authorized to expend a sum not exceeding three thousand dollars for the purpose of repairing the Public Buildings and Grounds, and for such other purposes as they may deem expedient, provided three fourths of the said committee agree thereto. Sent down for concurrence. Came up concurred.

Petition of Jonathan Fallen, for an abatement of taxes. Referred to the Mayor.

Communication of the City Treasurer respecting the taxes of the New England Glass Company for the year 1842. Referred to the Mayor.

Petition of Thomas Richardson to the Legislature, and the order of notice thereon, for leave to extend Bulls wharf, to the Commissioners' line. Referred to the Mayor.

Petition of the Directors of the female penitent Refuge Society, for an extension of time, to build on a piece of land granted to said society the last year. Referred to the joint committee on Public Lands. Sent down for concurrence. Came up concurred.

Petition of Ann Lewis respecting [illegible] Public Lands. Referred to the joint committee on Public Lands. Sent down for concurrence. Came up concurred.

Petition of John Wellen to
[illegible] relieved from the payment of an assessment for a sewer [illegible]
=ferred to the Committee on Sewers and Drains.

Petition of Thomas West, to West.
[illegible] and the order of notice upon [illegible]
=dens Standing, both for a rail road from Wilmington to
Boston, by different route. Referred to the Mayor, Aldermen
Wetmore and Lowe.

The committee to whom was Quincy
[illegible] the petition of the Quincy Rail Road Company [illegible]
from Quincy to South Boston ask leave to Report: That there
is no objection to the construction of said Rail Road pro-
=vided that in its passage through Ward 12 it be located
and constructed to the satisfaction of the Mayor & Aldermen
of this City. For the committee, M. Brimmer, Chairman. Read
and accepted.

The Committee to whom was Old Colony
referred the petition of the Old Colony Rail Road Com[illegible]
=pany in relation to the construction of a Rail Road from some
point in the South Cove through Ward 12, South Boston,
to Plymouth, ask leave to Report: That in their opinion the exe-
=cution of such their prayer will not [illegible]
=net, so called, either above or below the Free Bridge, would
offer a serious obstruction to the navigation of that channel
to the wharves above. This navigation is constantly in-
=creasing with the increase of population, and at no dis-
=tant period, it may be anticipated that the land bordering on
that navigable bay, South of Harrison Avenue, and extending

to the City line, will be walled in and converted into
reservoirs, [illegible] which it found the naviga=
=tion would be injurious to the value of the City lands.
The section of bridges tends to hinder the current of water
deposits to the eminent injury of the channel already too
shallow. The Committee are further of opinion that the pas=
=sage of a Rail Road across Turnpike Street, would put
in peril the lives of the passengers in that great thoroughfare,
they therefore recommend the passage of the following order. For
the Committee. H. Drinker Chairman. Ordered That the Mayor
be authorized and requested to oppose before the committee
of the Legislature the erection of any bridge over the
navigable waters of Six Point Channel or the passage of
any Rail Road across Turnpike Street, on the level of said
Street. Read and accepted.

Mortgage discharged.

The City Treasurer and Receiver having certified, that a bond given to the City by
Daniel Ege mortgage recorded with Judgment docket, Vol.
143 Fol. 32 &c. has been fully discharged. Thereupon ordered, that
the Mayor be and he is hereby authorized and requested
to discharge the same on the record.

Second hand Articles.

Silas D. Coburn 38 Cross
Street licensed as a dealer in second hand articles.

Lumber Surveyor General's return.

The Surveyor General of Lumber made his annual report of the lumber surveyed by his
deputies, and the amount of fees received therefore. Read and
Sent down.

The Weighmaster of the northern Scales made a report of the moneys received by him, and paid into the Treasury the last quarter ending 31st. ultimo. Read and sent down. — Weighmaster's return.

The Superintendent of Burial Ground made a report of the moneys received by him and paid into the Treasury the last quarter ending the 31st. ultimo. Read and sent down. — Burial Grounds return.

Amos C. Senter licensed as an Auctioneer, and his bond approved. — Auctioneer licensed

The Mayor to whom was referred the order of notice on the petition of J. H. Read, in relation to a wharf west of Charlestown bridge, reported, that there is no objection to the extension of said wharf, to the Commissioner's line as prayed for; provided it be built on piles. Read and accepted. — Read.

The committee to whom was referred the petition of Towne, Waldo & Co. for leave to place an iron grating in the side walk in front of their store Kilby street, recommend that leave be given to construct an iron grating under the direction of the Committee on Paving [illegible] in good condition when so directed by the Mayor and Alderman James Longley, for the Committee. Read and accepted. — Towne Kilby Street.

Whereas Thos. Lawrence and others have petitioned to have West street widened and have given notice to this Board of an intention to extend and alter buildings on the corner of said West and Marion Street in the — Lawrence — widened

36 said City; and, in the opinion of the Board, the safety and convenience of the inhabitants require that the said Street should be widened at the place described in the said notice, it is therefore Hereby Ordered, That due notice be given to the owner of the said Buildings and others interested therein that this Board intend to widen the Street before mentioned, by taking a part of the land now about to be built upon as aforesaid, and laying out the same as a public street - and that Monday, the twelfth day of February inst. at 4 o'Clock, P.M. is assigned as the time for hearing any objection which may be made thereto.

Whereas Eben Sears and Willard Sears have given notice to this Board of their intention to erect buildings on Harrison Avenue, in the said City; and, in the opinion of the Board, the safety and convenience of the inhabitants require that the said street should be widened at the place described in the said notice, it is therefore hereby Ordered, That due notice be given to the said Eben & Willard that this Board intend to widen the street before mentioned, by taking a part of the land now about to be built upon as aforesaid, and laying out the same as a public street - and that Monday, the twelfth day of February inst. at 4 o'Clock, P.M. is assigned as the time for hearing any objections which may be made thereto.

Voters. The Committee who were instructed, "to inquire into and report, whether there has been any failure to comply with the law regulating Elections and the qualifications of voters, and if so, by whom, and for what reason," have attended to the subject, and ask leave

to make the following Report: The Order under which your Committee now act is identical, in its terms, with one which was passed by the last City Council, and on which, a Report was made by the Committee to whom it was then referred, and also a minority report, signed by a member of the Committee, and dissenting entirely from that of the majority. It is presumed that reference may now be made to those former Reports for the purpose of ascertaining the precise duty now imposed on your Committee the terms of the Order being so comprehensive and vague that the object of inquiry is not limited by any reference to time, place, person, or circumstance, nor to any particular law regulating elections and the qualification of voters. A reference, however, to those former Reports, explains more exactly the intention of the Order; and it thence appears that the law alluded to is contained in the third chapter of the Revised Statutes,- the accused are the Mayor and Aldermen and the City Treasurer- and the time extends over a space of about nine years, that is ever since the enactment of the Revised Statutes. As, however, the object of the Order is probably, to remedy existing evils, it is perhaps hardly necessary for the Committee to extend their investigations over quite so remote a period. The charges themselves, as thus explained, are sufficiently important to receive the peculiar attention of the City Government, and to impose on the Committee the task of examining them with all the [illegible] care which they can bestow. They accuse the City Fathers of a continual neglect to comply with a most important law of the Commonwealth, and impute expressly to the Mayor

38. and Aldermen "a plain omission of duty" in not enforcing such
[illegible] Committee have received no evidence sufficient, in their opinion, to prove the justice of charges so grave and imposing, and they now proposie to examine, with some attention, the law alluded to, its relation to this City, and the obligations and practice of the officers of the City, in reference to the subject of it. The third chapter of the Revised Statutes directs that the Collectors of State and County Taxes in each Town shall keep an accurate account of the names, and shall return to the Selectmen of their respective Towns, in the month of February, and October, a list of all persons from whom they shall have received payment of any State or County Tax. It then directs that the Selectmen shall, at least ten days before the first Monday of March and ten days before the second Monday of November, make out correct alphabetical lists of all persons qualified to vote, and post them up at least ten days previous to any election. And it provides that if the Selectmen shall have entered on their lists the names of all persons returned by the Collector, and also those who shall apply and prove their qualifications, they shall not be liable for any omission in the list nor for refusing the vote of any person whose name is not borne thereon. It is admitted that the City Treasurer, who is by law Collector, does not make the return mentioned; and the list of voters, made up by the Mayor and Aldermen, is not therefore based on any such return, and the reason assigned is, that the third chapter being repugnant to the [illegible] of the Charter of the City, is not applicable to

it and that they are not bound by it. And this is now the 39.
question. Section 11 of the third chapter does not specifically
mention this City, nor does it make use of any other word
to designate the place where it is to operate, than the word
"Town." By the provisions of the Second Chapter, Sect. 6th,
of the Revised Statutes, it is enacted, "that the word "Town"
may be construed to include all Cities and Districts unless
such construction would be repugnant to the provision of any
act specially relating to such Cities or Districts." In order to
determine whether any such repugnance exists in the present
case, it will be necessary to inquire, what were the provis-
ions of any acts specially relating to the City, on the same sub-
ject, at the time of the passage of the Revised Statutes; and
the only act with which it is supposed there can be any con-
flict, in this case, is the City Charter. By the 24th Sect. of
the City Charter, passed Feb. 23. 1822, it is provided, "that prior
to every election of City Officers or of any officer or officers
under the government of the United States or of this Com-
monwealth it shall be the duty of said Mayor and Alder-
men to make out lists of all the citizens of each ward, quali-
fied to vote in such election, in the manner in which Se-
lectmen and Assessors of Towns are required to make out
similar lists of voters, and for that purpose they shall have
free access to the Assessors' books and lists, and be entitled to
the aid and assistance of all officers entitled to access
and other officers of said City." It then directs the Mayor
and Aldermen to deliver such lists of voters to the Wards
the several wards, and further provides that no person shall
be entitled to vote at such election whose name is not borne

40 on such list. A question at once arises as to the construction of that section of the Charter; whether in referring to the manner in which lists of voters are required to be made out by "Selectmen and Selectmen of Towns," it looked forward to such laws as might from time to time be passed on the subject or whether it regarded the duties of Selectmen and Assessors as they were then established by law. The Supreme Court in the case of Capen vs. Foster, 12 Pick. 495, consider the question as a doubtful one and leave it undecided. The City Government have, however, always adopted the latter construction; and have acted on the supposition that it referred to the powers and duties belonging to those officers at the time of the enactment of the Charter. Such is the most natural and grammatical construction of the language used. The enunciation is perfectly exact and proper if it was intended to refer to duties actually existing - and is neither accurate nor appropriate if it referred to the future. By this construction, also, a mode of action and limitation of power are provided for the Mayor and Aldermen, analogous to other officers named in the Charter. as the powers of the Mayor and Aldermen, Sect. 13; of the City Council, Sect. 15; of the Board of Health, Sect. 17; of the Overseers of the Poor, Sect. 19. In all which cases reference is expressly made to existing powers of officers in Towns. And in other cases where it was intended to refer to subsequent provisions which might be adopted relative to Towns, it was expressly declared as in relation to classing and apportioning taxes, in Sect. 15. If this construction is not correct, and it was meant to look forward to subsequent laws relating to

Towns, then the mode of action prescribed in the Charter was altered by the law passed about a year afterwards, by which the duties of Assessors were transferred to Collectors, and which repealed the previous laws relating to this subject, and which together with an additional act passed in March, 1823, are identical with the provisions of the third chapter of the Revised Statutes. This law is assumed in the "Memorial" to have been passed previously to the City Charter; and an argument founded on such supposed priority, is adduced to show, that at the time of the adoption of the Charter, the Collectors were bound to make and the Selectmen to receive these returns, for the purpose of making up the voting lists. The law, however, was not passed till February 11. 1823, about a year after the date of the Charter, and was never considered as applicable to the City. The City not being named in it, and the provisions of the law being entirely inadequate to its wants, and impracticable in operation. It is somewhat singular also, if the construction contended for be not correct, that in all the elaborate and able reports, which have from time to time been made, on the subject of these lists, no intimation has ever been suggested that the duties of the Mayor and Aldermen in relation to them were in any way affected by the provisions of these subsequent Statutes. The Court, however, have left this question of construction unsettled, and that is sufficient to justify the Mayor and Aldermen and Collector in supposing that no alteration was required in the former mode of proceeding. For neither the Mayor and Aldermen nor the Collector are to be presumed wiser than the court, and if the court doubted whether the duties of the Mayor and

12. Aldermen were not confined to those of Selectmen at the time of the enactment of the Charter, they were not obliged to presume that those duties were to be co-extensive with those of Selectmen, at the time of the passage of subsequent laws. The Committee believe, therefore, that the construction which the City Government have ever adopted in relation to this section is correct and that the duties of the Mayor and Aldermen concerning the same are identical with those of Selectmen & Assessors, at the time of the adoption of the Charter,—and that the requirements of the 3d chapter of the Revised Statutes being repugnant to these provisions of the Charter, it was not intended to apply to this City. That the third chapter is repugnant to those provisions we think quite obvious, and in the following particulars especially. It provides for an entirely different mode of making up the lists—instead of having the power and being subject to the responsibility of consulting the Assessors and other officers of the City as provided for in previous laws and directed in the Charter, the Mayor and Aldermen are obliged to rely on the Collector's return alone—new and different provisions are introduced as to the time of making, publishing, and revising the lists, and an entirely new duty and responsibility is imposed on the Collector. And it is to be recollected that we are not now considering the case of two or more Statutes admittedly relating to the City, the provisions of which are mutually repugnant and which we must therefore reconcile as best we may—but the very fact of such relation is what we are determine—and it cannot exist if there is any such repugnance. "The City Charter", says the Report of the Minority,

is only a Statute subject to alteration like all other Statutes. 13.
It is very true that the power which made the Charter can repeal or alter it but this must be done directly and unequivocally — and it has not been so done in the third chapter of the Revised Statutes, — and if the effect of this chapter is indeed to repeal any of the provisions of the Charter then it is by the very terms repugnant to those provisions and does not apply to the City. The Committee therefore for the reasons before stated, believing that the third chapter of the Revised Statutes is repugnant to the provisions of the City Charter, are of opinion that it was not intended to apply to the City of Boston that the Mayor and Aldermen and City Treasurer are not bound to follow it in making out the lists of voters. And it may also be here observed that the language of the second chapter of the Revised Statutes is not imperative, — it merely prescribes that the word "Town" may include Cities — if therefore such a construction would be productive of manifest inconvenience — and especially if it would tend to obstruct or prevent the very object of the law — which in this case is, the obtaining a correct list of legal voters — it ought not to be adopted. It must be obvious that by following the mode of proceeding prescribed in the third chapter, not only no process would be made in attaining the object of it and ascertaining who are the qualified voters, but its tendency would be to produce endless confusion and difficulty. It provides that the Selectmen shall not be liable to any penalty if their lists contain the names of all persons [illegible] Collector together with such others as may prove their right and request to have their names inserted, but it makes no

41. provision for striking from the list the names of any persons
who they should find not qualified, from any cause;
or for adding any name except those of persons actually
requesting it;- a subsequent Statute passed March 9. 1839 there-
=fore directs that the Selectmen shall add such names as
they know, or are shown, to have a right to vote, and shall
erase such names as they know or are shown, to have a
right to vote, and shall erase such names as they know
or are shown to have no such right. Of course the neces-
=ry deduction is, that by the third chapter the Selectmen were
not allowed to erase any names, nor to insert any, except to
persons actually applying for that purpose,- and in the
same predicament would the Mayor and Aldermen be now-
for by a law passed the same session it is provided that
the law of March 9th, which imposes this duty, shall not
apply to any City. To this return then of the Collector must
the Mayor and Aldermen look for a correct list of persons
entitled to vote. Now this right to vote depends upon the
facts of citizenship- sex- age- domicil within the Commonwea-
=lth- domicil within the Town or District- payment of taxes
[illegible] assessed within a prescribed time- exemption from payment of
taxes- and the being a pauper or person under guardianship,
or otherwise. And not one of these facts can be ascertained
from the return of the Collector. His list would now contain
about twenty three thousand names without any guide for se-
=lecting from the mass the fifteen thousand who are entitled
to vote. And yet it has been stated, that the object of the
law is, to get a correct list of voters, and that it may be
known who have and who have not paid a tax within two

year;" that "this can alone be ascertained from the Collector's return." But to get a correct list of voters it must be ascertained who have paid a tax assessed within two years, and this the Collector's return need not show. It is also ruled that "there is no other law applying to the City of Boston, to supply this deficiency and if the conclusion is sound that the provisions of the third chapter do not apply to Boston, then the citizens of Boston are deprived of the means extended to the citizens of Towns, to secure to them the exercise of their franchise." The Supreme Court, in the case before referred to took a very different view of the law as it existed at the time of the adoption of the Charter, and as it now exists if not repealed by the third chapter. They say "we are of opinion that by this reference to the laws then in force and requiring the Mayor and Aldermen to make up the list of voters in the manner in which Assessors and Selectmen of Towns are required to make similar lists, all the reasonable and beneficial provisions of those laws, prescribing the duties of the officers and securing the rights of the voters existed and incorporated into the City Charter and became binding and obligatory on the Mayor and Aldermen effectually as if they had been recorded and enrolled therein terms." And in the opinion of your Committee the obligations and duties imposed upon the officers of the city of the law as they construe it, are eminently calculated to subserve the great purpose for which it was intended. And the course of practice by the City Officers in this City would seem to object of the law and secures as far as is practicable, the correctness of the lists. In the opinion of the Committee it is to

46. peculiarly adapted to this purpose, that they are not aware
of any alteration which can be recommended as an improve-
ment of it. In the first place the assessors are required when
they visit the different estates in the City, for the purpose
of apportioning the taxes, to make out a list of Voters by
the best evidence they can obtain from inquiries made at
the time at the several dwellings. It is then carefully revis-
ed and arranged alphabetically for the wards. The ward
lists are then published at the several wards and at the
City Hall, and due notice is given to all persons to exam-
ine them and ascertain if their names are inserted, this
notice being generally given about three weeks before
an election. The lists are afterwards, (the day before an
election) compared with the Treasurers books to ascertain whose
taxes have not been paid, and the names of such persons as
appear from those books not to have paid a tax assessed
within two years are then marked. The object of marking
them is not to prohibit their voting, but merely to serve as a
caution that the City has not the regular evidence upon
the books of the Treasurer of the required payment, and
that such persons vote at their own peril. Such names are
not stricken from the lists, because they may have paid a
tax in some other town, or they may pay one here, after
the lists are sent to the wards. That any such are debarred
from voting who have paid, because they have not their
receipts at hand, as has been stated, is not likely to hap-
pen, and even they are not worse off than if their names
had not been placed on the list, as would be necessari-
ly the case if the provisions of the Revised Statutes were

adopted. In the opinion of the Committee therefore both the 47.
law and the practice under it are all that is required
for securing to every person who is duly qualified, his
elective franchise. That the names of some persons who are
not qualified, are occasionally entered on the lists, is high-
ly probable - it would not be practicable under any system
to prevent it entirely. By the present system the lists are
purged of such names certainly as effectually as can be
expected from any other. The Committee are not aware that
there can be any fallacy in the reasoning by which they
have arrived at the conclusions before stated. If however
such should be the case, and in the view taken by the
City Council, the provisions of the third chapter of the
Revised Statutes do apply to the City. They are never-
theless of opinion that the Mayor and Aldermen and City
Treasurer are not amenable for any neglect of its provi-
sions. Because the chapter only directs that the Collector
should make returns of the names of persons, who have
paid a "State or County Tax, and no such tax having been
assessed since the year 1849, no such payments have
been made. This will fully appear by reference to the
several annual orders for assessing the tax. Previous to
that year, it was assessed for defraying the expenses
of the City and County, but subsequently it has been
expressly stated to be, "for defraying the expenses of the
City," and no mention made of the County. There are
undoubtedly County expenses to be provided for and there
is usually an appropriation for that purpose - but there
are other sources of income from which the City is en-

=abled to meet its expenses, besides Taxes, and it is to be pre=
=sumed that the Committee had this Com=
=mission in view. In 13th section of the City Char=
=ter provides that the City Council may assess taxes for all
purposes for which County taxes may be assessed, whereas
by this act the City is exempt from County and section 26
Chapter 7th of the Revised Statutes provides (as did the 13th
section of the Special Act, passed February 23d. 1822, contem=
=porary with the charter) that in the City of Boston, all taxes
assessed for City or County purposes, may be assessed separ=
=ately, as County taxes and as City taxes, or under the denom=
=ination of City taxes only as the City Council shall from
time to time direct. But the City as it now does not alone
compose one County - nor have the City Council yet directed
that County taxes shall be assessed as City taxes nor for
the last three years has there been any tax assessed for
County purposes. The Committee submit the accompanying State=
=ment of their views to the City Council. They have endeav=
=oured to examine the subject committed to them carefully
and impartially, and they have arrived, with but little dif=
=ficulty, at the same result as the Committee, on that
subject, of the last Council, and they therefore ask leave
to report. They have not been furnished with any
evidence of the failure, on the part of any persons, to com=
=ply with any law regulating elections and the qualifica=
=tions of voters, which is in force in this City, and that
they be discharged from any further attention to the subject.
Per the Committee. Thomas Wilmore. Read and accepted.
Sent down for concurrence. Came up concurred.

Adjourned to Monday next, four o'Clock, P.M. 119.

At a meeting of the board of Aldermen of the City of Boston held at City Hall, on Monday the twelfth day of February, A. D. 1844.

Present

The Mayor, and the whole board of Aldermen.

Upon an order duly passed and approved by the Board of Aldermen on the 5th instant and concurred in by the Common Council on 1st February current upon the report of the joint special committee to whom was referred the petition of Edward H. Robbins and William H. Gardiner relative to certain conditions contained in two deeds of the City conveying certain lands on the neck to said petitioners, which order was intended to be made so as to embrace and apply to the lands conveyed in both of said deeds, but by accident and mistake in drafting said order the same relates in its terms to one only of said deeds. It is therefore Ordered that the Mayor is authorized to release certain conditions contained in the other of said deeds, namely a deed dated 8th August 1843 by which the city of Boston conveyed to William C. Gardiner a lot of land situate on Washington Street on the Neck so called so that no breach of such condition by the owner of any separate part of said land shall render the whole liable to forfeiture any thing more than the part owned

To the party by whom such breach of condition shall be made.
Came up for concurrence. Read and concurred.

New England Glass Company.

The Mayor to whom was referred the communication of the Treasurer in relation to the tax assessed on the New England Glass Company in 1842 asks leave to Report: That said tax was illegally assessed, according to the decision of the Court in the case of the Sandwich Glass Company, and that the taxes assessed in the five years previous have been abated and paid back by order of the City Council. your Committee therefore report the following order. Ordered, That the Treasurer be and he is hereby authorized to abate to the New England Glass Company for the year 1842 amounting to Seventy nine dollars and eighty cents be and they are hereby abated. Read, accepted and the order passed.

Assessors

The Joint Committee to whom was referred "so much of the Mayor's Address as relates to the Assessors," have given the subject a careful investigation, having examined the Principal Assessors and various other persons as well as members of the present and past Boards of Assistant Assessors and they ask leave to submit the following report: That in the opinion of your Committee there are serious defects in the present system of assessing the Taxes, and in the mode in which the Assistant Assessors are elected as now practiced under the ordinance. The ordinance of 1836 does not appear to have fulfilled the high expectations which were entertained. By the ordinance, 24 persons are elected Assessors who are chosen from the citizens at large, and 24

other persons are elected, two from each ward, who are called Assistant Assessors. The ordinance requires that the Assessors should be elected by the concurrent vote of the City Council. But it appeared in evidence before your Committee that it has become the practice for the delegates from the several wards to nominate the Assistant Assessors; and that these nominations are confirmed by the City Council as a matter of course, and it also appeared that these nominations were made sometimes by less than a majority and even by one of the ward delegates. Your Committee will not undertake to say that any extensive evils have arisen in times past, but it is one out of which great evils may spring in time to come, if the practice should continue to obtain. Your Committee are satisfied that the principal defect in the system consists in electing the Assistant Assessors by wards, and they will endeavor to point out, as briefly as possible, some of the practical evils which result from it. In the first place it cannot fail to create local feelings and influences. That such is always the case your Committee neither affirm or believe, but that such has been the case in times past, and that such is the almost inevitable tendency of such a system there cannot be in the minds of any unprejudiced person much doubt. But local influences, when they exist at all, are by no means the greatest evils, others of a more practical nature are the consequences of the system. In the second place twenty seven Assessors are found to be too numerous a body, they being all united with the Assessors by the Statute, which makes no distinction between Principal and Assistant Assessors. The natural consequence is

52. The Board consist of Assistant Assessors being a larger majority, become Executive and the Principals only occupy the position which their intelligence and respectability entitle them. After the organization of the Board by the election of a Chairman and Secretary in pursuance of the ordinance, the Board of Assessors are divided of course into twelve Committees, each Principal Assessor taking four wards, in each of which he is accompanied by the two Assistant Assessors of that ward. These Sub Committees of three value in their respective wards all the real estates in the City amounting to 67.670.000, and all the property under $5.000 amounting to 65,000,000 making a total of $73,357,000 which amount is valued by these Committees of one, two or three, as the case may be, according to the attendance of the several members in the discharge of their respective duties. This amount, 73 millions out of 110 millions, or three quarters of the taxable property of the City, are valued by these several committees without reference generally speaking to the whole Board. It appeared in evidence before your Committee that occasionally when any question arises or any complaint is made in relation to valuation, a Committee is appointed to revise the doings of the ward Committees and these cases occasionally but rarely occurred, neither do the valuation of the several estate under $5000 come before the Board, unless some question arises in relation to some individual case. Three quarters then of taxable property of the City is thus valued in Committee and the decision is generally speaking final. These defects are inherent in the system and are increased by the great amount

of business to be done and the short time given to do it in, and the difficulty increases every day. The duties of Collectors that the valuation of a ward or wards of a City should be committed to so few, (one, two or three, as the case may be) and that the action on it generally speaking should be final. Great complaints has been made that there is a considerable difference in the valuation of the real estate in the different wards of the City, and the reasons have never been satisfactorily been explained. It appears however that it is the practice of each ward committee to take some estate in their ward as a standard by which to judge of the value of all the real estates in the ward of a similar character. If these several standards are fairly and uniformly equal and the other estates equally estimated in proportion, then the valuation of the City would be justly valued, but if an error occurs in the estimated standard value of one or more wards, the relative value of all the real property is affected and thus it may happen that all the standards of the several wards being different, the valuation of the real estate of no two wards would bear any proportion to each other, and thus the variation in the estimated value of the real estates in the several wards may be accounted for. The valuation of the personal property of the City, presents great difficulties and it is not to be expected that any system of assessing the personal property of individuals can be adopted which will not be liable to objections, as merely the complaints of this subject. The estimation of the personal property must at all be but an approximation to the truth whatever system may be adopted, unless individuals are required to make return under

4th. It is some satisfaction that if any citizen feels aggrieved he can always make return to the oath which return must be received by the Assessors. That no system likely to be devised can be perfect seems to be granted, but that an essential change should be effected in that under which we live appears to be generally admitted. The Committee report to the City Council an ordinance which contemplates some important provisions differing from the one at present in force, the most essential of which are, 1st The election by a concurrent vote of the City Council once in three years, of a board to give information, who duly advertised, it shall be their duty to value all the real Estates in the City, and to make return thereof to the Board of Assessors, which valuation shall be the fixed valuation for the period of three years, unless such real estates shall be altered or changed by the owner or owners thereof, or with their consent expressed or implied; said Commissioners to receive such per diem compensation as shall be deemed reasonable. The advantages expected to be derived from this provision are, first, that all the real estate, now valued by the same personal uniformity of valuation may prevail throughout the City; second, that every one will feel that the valuation of his real estate is fixed for three years, and not subject to fluctuation unless he himself make some change or alteration affecting the value, or unless destroyed by some casualty, and third, that relieve the Assessors of a portion of their labor, now become oppressive, and gives them an opportunity to devote more time and attention to the valuation of personal property, and to the discharge of their office. Should this feature of the system

be accepted by the City Council, it will be necessary to ap-
-ply to the Legislature for an act to enable the Council
to carry it into effect. It is not presumed that the Legisla-
-ture can have any objection to such a provision since
it is the one adopted by the State in all valuations for
State taxes. The second section provides for the election of
three Principal and nine Assistant Assessors to be chosen
at large. The number of Assistant Assessors is authorized to
be large enough to admit of a representation of the trades
and professions, and not so large as to be liable to the
objection of excess of numbers, urged against the present
system, so as to absorb the entire power of the Board.
A number less than nine, would be too small for practi-
cal purposes, while a larger number would inevitably
tend to an election in wards, the feature so objectionable in
the present system. The third section provides for the organi-
-zation of the Board. The 4th and 5th sections define the
duties of the Principal and Assistant Assessors to be to
make lists of all the taxable polls, and to value all the
personal property of which no lists shall have been given in,
and also such real estates as shall have been created, alte-
-red or changed, with the consent of the owners, in those years
in which a valuation is made by the Commissioners. The
6th section gives the power of correcting errors and of valuing
taxes to the Board of Assessors, and fixes the time
-tables varied by the Commissioners, [illegible]
in writing, and the party making the application to be heard
if he desire it, before the whole Board. The tax payers are
believed to have this right now by the statute, but it is

[illegible] section of the ordinance to obviate all complaints on this subject. The other sections are taken from the ordinance now in force, without alteration. The proposed [illegible] evidently obviated many of the objections to the one now in operation. For the Committee, M. Brimmer, Chairman. Read and the ordinance concerning the assessment and collection of taxes was referred to the Committee on ordinances. Said committee returned reported the same without amendments. The same was laid on the table, and ordered to be printed for the use of the members of the City Council.

Weeks — East Boston Ferry.

Petition of Ebenezer Weeks, and others, to the Legislature, and the order of notice thereon for leave to set up another ferry to East Boston. Referred to the Mayor and Aldermen Wilkinson with full power.

Commings — Brimmer School house.

Petition of S. G. Commings, and others, for the use of the Ward room, in the Brimmer School house for the Young Mens total abstinence society to hold meetings on Friday evenings. Referred to the Committee on Public Buildings, on the part of this board.

German Protestant Church.

Petition of Rev. Kempe, in behalf of the German Protestant Church, for the use of a room in Common Street, or Washington Street School houses, for public worship. Referred to the Committee on Public Buildings, on the part of this board.

Petition of Jonathan Bates, for an abatement of taxes. Referred to the Mayor.

Petition of T. D. Francis, for 57.
an abatement of taxes. Referred to the Mayor. Francis.

Petition of the Boston and Boston &
Roxbury Mill Corporation to the Legislature, and the order of Roxbury Mill
notice thereon, for leave to extend their wharf and change Corporation.
that part of the line established by the Commissioners. Referred
to the Mayor with full power.

Petition of Daniel Ham- Hammond
mond, and others, to have Lincoln Street widened, between Lincoln &c.
Essex and Summer Streets. Referred to the Committee on
Wards.

The Superintendent of Sewers Harrison
and Drains reported an assessment to be laid on certain Assess.
a common Sewer in Harrison Avenue near Florence Street.
Referred to the Committee on Sewers and Drains.

The committee who were di- Porticos
rected to consider and report whether any alteration of the Bow windows &c.
law regulating the projection of porticoes, porches and bow win-
dows, and other windows into the Streets is required, reported
an ordinance to prevent obstructions in the Streets. Read and
referred to the committee on ordinances.

Petition of Edmund Pitts & Trees
others, to have a tree removed from the side walk in Main
Street. Referred to the Committee on Paving.

Petition of Richard Myers,

Myers and others for a license to give concerts, at Amory Hall. Referred to the Committee on Licenses.

Sewall

Petition of S. E. Sewall, Administrator on the estate of Arthur French to have certain lands released from a mortgage to the City. Referred to the Committee on Public Lands. Sent down for concurrence. Came up concurred.

Malden Street.

Whereas pursuant to an Order of the Board passed on the eighteenth day of September last public notice thereof having first been given, a Common Sewer has been laid in Malden Street, the cost of which was four hundred and eighty one dollars and eighty four cents, one quarter part thereof being deducted, to be paid by the said City, there remains three hundred and sixty one $\frac{37}{100}$ to be charged to persons benefitted by the same, according to law: It is therefore Ordered, that the persons named in the schedule thereof annexed being benefitted as aforesaid, be and they hereby are charged and assessed with the sum herein set to their respective names, as their proportional part of the expense of the said Sewer, and the same is ordered to be certified and notice thereof given to the parties aforesaid, their tenants or lessees.

Derby

Upon the representation of Thos. Riggs and Israel Thorndike Esqrs. that the taxes assessed upon John B. Derby, for the last six years, [illegible] and the same are hereby abated, he having made it appear that he and his family is now receiving assistance from the Overseers of the Poor.

On the notice of Willard Sears, 54.

Resolved, That the safety and convenience of the inhabitants Harrison
require that Harrison Avenue should be hereafter widened Avenue.
on the westerly side between Essex and Beach Streets so that
the same be hereafter located, Eastwardly from the line drawn
parallel with the northeasterly corner of the old Boston and Maine
Railroad Depot and the southeasterly corner of the
building at the intersection of Essex Street and the said
Avenue as marked on a plan of the same made by S.P. Fuller
and dated September 21. 1829.

Ordered, That the City Treas- New School
-urer be and he is hereby authorized to pay on account of House.
the erection of the New School house in Common Street the
sum of One hundred and ninety three dollars and ninety
four cents, being the amount received from the sale of old
materials upon the estate upon which said School house has
been erected, and now standing at the credit of that account.
Passed in Common Council. Came up for concurrence. Read
and concurred.

The Committee on Streets Brewer-
to whom was referred the notice of intention to build of Gardner Brewer on Washington St.
-ner Brewer on Washington Street, reported an order of notice
as follows, viz. Whereas Gardner Brewer of said Boston has
given notice to this Board of his intention to erect buildings
on No. 415 Washington Street, in the said City; and in the opin-
-ion of the Board, the safety and convenience of the inhabi-
-tants require that the said Street should be widened on
the place described in the said notice, it is therefore hereby
Ordered, That due notice be given to the said Brewer that

60 this Board intend to widen the Street before mentioned, by taking part of the land now said to be built upon as aforesaid, and laying out the same as a public street - and that [illegible] the seventh day of February inst at 4 o'clock, P.M. at the time & place for hearing any objection which may be made thereto. Read, accepted and the order passed.

Milk & Bath Street.

The Committee on Streets to whom was referred the notice of intention to build of Richard Bond, on Milk and Bath streets, report that the building now standing on Bath Street are presumed to be on the line of the street and that public expediency does not require that the said Street should be widened. Thomas Wetmore, for Committee. Read and accepted.

Canal.

The committee to whom was referred the order of notice of the Middlesex Canal Company to bring water into the City of Boston, ask leave to Report: That in the opinion of your Committee there is no objection to the introduction of the water of the Middlesex Canal if it fulfills two essential conditions, the first is, that it is pure, and the second is that it is abundant. There are other conditions which are important to the security of the City against injury and loss, but the two conditions named are essential to the well being of the citizens, and should be insisted upon. Last year leave was granted to a Company to introduce the water of Spot Pond into the City on certain conditions, your committee have carefully reviewed those conditions, and are of opinion that the same conditions with a

slight deviation in relation to the capacity of the reservoir, 61.
to be required of the Middlesex Canal Company, which
conditions are herewith reported. For the Committee, A. Brimmer,
Chairman. The Committee recommend that the assent of the
City Council be granted to the Proprietors of the Middlesex
Canal to introduce the waters of said Canal into the City
on the following conditions, viz. 1st That the supply of water
be pure. 2d That the Corporation shall furnish, within all
the water which the capacity of said Canal shall be able
to furnish, to be conveyed to the City in one or more iron pipes, each
not less than twenty inches in diameter. 3d That one or more
reservoirs be constructed within two miles of the City, at an
elevation of not less than one hundred feet above high tide,
and to contain together, not less than two millions gallons
of water. 4th That the use of the water shall be granted to
the City for the extinction of fires free of charge; but for
the use of the public buildings and establishments, and for
ornamental purposes on such reasonable terms as shall
be agreed upon. 5th That the laying of the pipes or other
apparatus of such aqueduct and the repairs thereof shall
be at the expense of the Company, but that the breaking
up the pavement in any part of the streets shall be done
under the direction of the Mayor and Aldermen of the City
of Boston, or such person as they shall appoint, and all
injury done to the streets or to individuals shall be compensated for by the Water Corporation, under such penalties
as the Legislature shall impose. 6th That said aqueduct
shall be completed within three years. 7th That the City
of Boston shall have the privilege of [illegible]

62. account and use said aqueduct, its franchise, and all per-
=sonal and real estate appertaining to the Corporation thereof
=, and charges for the construction of said aqueduct, &
the same thereof, together with 10 per cent. thereon, with six per
cent. interest, first deducting from such interest any amount
received by said Corporation for the use of the water of said
aqueduct or the sources thereof. Report to be made annually
to the Legislature of the amount expended and paid to said
Corporation. 8th That nothing in the act of incorporation shall be
so construed to restrain the Legislature from hereafter regulating
the rates of the water to the inhabitants of the City, as the Leg-
islature shall see fit. 9th That nothing in said act of
incorporation be construed to prevent the Legislature from grant-
=ing any act of incorporation to any other company or corporation
now or hereafter to be established to convey water into the
City of Boston. Accepted in Common Council. Come up
in concurrence. Read and concurred.

Petition of

The committee to whom was
referred the order of notice on the petition of Thomas Bell &
others for a Rail Road from Wilmington "to some conve-
=nient point at or near Boston", and the order of notice on
the petition of Baldwin Spaulding and others for a Rail
Road from some point in Wilmington to some convenient point
at or near Boston or Charlestown", ask leave to Report: That
in the opinion of your Committee that it is not expedient to
the granting by the Legislature of the prayer of the several
petitions, & that notice for no other reason than the uncer-
=tainty of and uncertainty of the description in the petition,

"at or near" may mean any part of Boston or over any of 63.
its navigable waters, and whether the petitioners propose to en-
-ter the City at all or, on the north, west or south sides
does not appear. It is suggested however that the Petitioners
asked for by Spaulding and others, is proposed to cross the
the River, one of the navigable streams of Boston Harbor
or Malden Bridge, and that the Petitioned
for by Thomas West should enter the City at some point between
Charlestown Bridge and the Western Avenue. In the opinion of
your Committee the erection of Bridges across the navigable
rivers entering the Harbour of Boston is injurious to the nav-
-igation of those rivers, and detrimental to the harbour of Boston,
tending to slacken the current, and the tide, and causing there-
by deposits to the eminent danger of the channels of the harbor.
Your Committee recommend that the prayer of the several pe-
-titioners be opposed in the Legislature and before the commit-
-tee having the subject in charge they therefore submit the fol-
-lowing order. For the Committee, M. Brimmer, Chairman.
Ordered, That the Mayor be authorized and requested to
oppose before any committee of the Legislature the peti-
-tions of Thomas West and Thaddeus Spaulding to erect
bridges across the navigable waters of the Harbour of Boston.
Read, accepted and the order passed.

The Mayor to whom
was referred the order of notice of Thomas Richardson for
leave to extend a certain wharf at the bottom of Summer
Street, known as "Bulls Wharf" to the Commissioners line
asks leave to Report: That the City have an undoubted
right and title to a strip of land at the bottom of

64. Summer Street, being the extension of said Street, & thirty feet more or less in width. The said Richardson has taken possession of a portion of said land so claimed and some years since, erected a fence across said land, which was removed by the City, and has since erected a building on said land, which still remains, to the detriment of the title or claim of the City, and your Committee is of opinion that some steps should be taken without delay to obtain and enforce the just claim of the City to said land. Your committee is further of opinion that the extension of "Bulls Wharf" to the Commissioners line is detrimental to the rights and interests of the City, until said claims shall have been adjusted. Your Committee therefore recommend the following orders. H. Grimmer, Mayor. Ordered, That the Mayor be authorized and requested to oppose the petition of Thomas Richardson to the Legislature for leave to extend "Bulls Wharf" to the Commissioners line. Ordered, That the Mayor be authorized and requested to take such measures as may be deemed lawful and expedient to establish the right and title of the City to a strip of land belonging to the City extending from the bottom of Summer Street to the channel. Read accepted and the orders passed.

Lawrence West Street

On the petition of Amos Lawrence, and others, to have West Street widened at the corner of Mason Street, and it appearing to this board, that notice has been given agreeably to the order passed at the last meeting. And now Thomas Frothingham appears by his attorney and objects to the same, and after a hearing the

board are of opinion, that it is inexpedient to widen said 65.
street, at this time.

The Auditor of Accounts Quarterly
made his quarterly report of moneys received by him and report
paid into the City Treasury. Came up from the Common
Council. Read and filed.

Doctor J. V. C. Smith, Port Sea
Physician reported, that in pursuance to directions received from destroyed.
the Board fifty five chests of damaged tea have been destroy-
ed, under the direction of the Chairman of the Committee on
Internal Health.

Adjourned to Thursday next, four o'Clock P.M.

At a meeting of the board
of Aldermen of the City of Boston, held at City Hall on
Thursday the Fifteenth day of February A.D. 1844.

Present

The Mayor, and the whole board of Aldermen.

The Mayor communicated Adams
a vote of the School Committee, accepting a report of the School Hou.
Sub committee of that board respecting the re-modeling
the Adams School house, which report was also commu-
nicated. Read and referred to the joint committee on Pub-
lic Instruction. Sent down for concurrence. Came up concurred.

Bond. Federal Stad.

Boston has given notice to this Board of his intention to erect buildings on Federal Street, in the said City; and, in the opinion of the Board, the safety and convenience of the inhabitants require that the said Street should be widened at the place described in the said notice, it is therefore hereby Ordered, That due notice be given to the said Bond that this Board intend to widen the Street before men=tioned, by taking a part of the land now about to be built upon as aforesaid, and laying out the same as a pub=lic Street - and that Monday, the twenty sixth day of February inst at 4 o'Clock, P.M. is assigned as the time for hearing any objections which may be made thereto.

Ordinance

Ordinance to assessment.

The board proceeded to the consideration of the ordinance concerning the assessment and collection of taxes, and the same passed with sundry amendments. Sent down for concurrence.

Adjourned to Monday next, four o'Clock P.M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall on Monday the nineteenth day of February, A. D. 1844

Present,

The Mayor, and the whole board of Aldermen, except Alderman Crane and Preston.

Petition of Samuel A. Aspinwall Aspinwall.
=pinwall and others, and a Petition of James M. Hinton and others, to have Pearl Street widened. Referred to the Committee on Pearl Street. Pearl Street.

Petition of J. B. Kay for a license to exhibit sparring. Referred to the Committee on Licenses. Kay. Licenses.

Petition of Benjamin Pike, for an abatement of taxes. Referred to the Mayor. Pike.

Petition of Joseph Lincoln to the Legislature, with the order of notice thereon for leave to extend his wharf to the line of the harbour. Referred to the Mayor. Lincoln.

Petition of John Hopkins, to the Legislature, with the order of notice thereon, for leave to extend his wharf to the line of the harbour. Referred to the Mayor. Hopkins.

Petition of John Pickering Jr. in behalf of the Union Association, for an abatement of taxes. Referred to the Mayor. Pickering Union Association.

The Committee on Public Lands to whom was referred the petition of the directors of Public

of the Patent Female Asylum praying that the time allowed for the construction of a building for their institution may be extended, which the following order. Graham J. Grove, for Committee. Whereas the City Council passed an order on the thirtieth day of February 1843 granting under certain conditions a lot of land to the "Penitent Female Asylum" one of which conditions was that a building should be erected thereon within one year from the date of said order, it is hereby Ordered, That the time be extended to one year from this date, in which the other conditions specified in the order aforesaid, may be availed of by the directors of the institution above named. Read, & the order passed. Sent down for concurrence. Came up concurred.

Washington Street.

The Committee on Laying out and widening Streets to whom was referred the notice given by Gardner Brewer of his intention to build on Washington Street ask leave to Report that that Street at the part intended to be built upon is inconveniently narrow and not sufficient for the public travel and that a prospective plan for future widening should be adopted, and they therefore ask leave to report such a plan for the westerly side of the said Street. For the Committee. Thomas Wetmore. Resolved That it is expedient for the necessity and convenience of the public that Washington Street should be straightened and widened from Essex and Lincoln Streets and that a prospective line of said widening on the Eastern side of the said Street should now be adopted, and that no building of a permanent character should be permitted to be erected hereafter

eastwardly of the said line. Resolved, That the said line be established as follows viz: Beginning at the intersection of the western side of Washington Street and the Southerly side of Perry Street thence running Southerly about two hundred and sixty feet to a point in the Southerly side line of the estate now or lately belonging to the heirs of Furnace which point is fifty feet distant from the building belonging to Eaton Eldridge on the Easterly side of the said Washington Street measured at right angles. Thence turning and running Southerly about sixty three feet to a point in the northerly side of Boylston Street fifty feet distant from the said Easterly side of Washington Street measured at right angles according to a plan made by S. P. Fuller, dated May 17. 1841. deposited with the said Mayor and Aldermen. Read, accepted, and the order passed.

The committee to whom Ebenezer Hicks.

was referred the order of notice on the petition of Ebenezer Hicks and others to establish a ferry from East Boston, ask leave to Report: That the public convenience does not require the establishment of a Ferry as asked for, and that a Ferry from and to the points designated would tend to embarrass the navigation of the Harbour. They therefore recommend the passage of the following order. For the Committee A. Turner Chairman. Ordered, That the Mayor be authorized and requested to oppose the prayer of the petitioners before the committee of the Legislature to whom the petition has been referred. Read accepted and the order passed.

The Mayor to whom was Boston & Roxbury

referred the order of notice of the Boston and Roxbury Mill Corporation

To [illegible] petition of [illegible] to extend their wharf, ask leave to report: That there is no objection to the prayer of the petition, and leave be granted the City to extend Green Street over said land as intended to the channel except opposite, and to construct and maintain drains under the same, which is not objected to by the petitioners. M. Brimmer, Mayor. Read and accepted.

King. The Committee on Paving to whom was committed the petition of Eli King and others for leave to take water by suction to the building Cambridge Street, corner of Charles Street, Report: That the petitioners have leave to take water by suction, as prayed for, provided the petitioners or the owners of the estate to be benefitted, shall remove the suction and replace the side walk at their own expense, when ordered by the Mayor and Aldermen. Lewis Crane for the Committee. Read and accepted.

Goodnow. Petition of Elisha Goodnow to be relieved from the payment of an assessment for a common sewer. Referred to the Committee on Sewers and Drains.

Collamore Petition of George W. Collamore, [illegible] to have a entrance located in Medford Street. Referred to the Committee on Colonel Wells.

Medford Agreeably to assignment, the Board proceeded by ballot to the choice of Superintendent of Wells on the part of the City, and the vote being taken, it appeared that Ephraim Simpson was chosen. Sent down for concurrence. Came up concurred.

The Committee on Laying out and widening Streets ask leave to report: That in the year 1831. Edward Tuckerman and others by their deed dated April 4th. conveyed to the City, for the purpose of Streets, several parcels of land near Fremont Street, a part of which were three several parcels of land each forty feet wide and extending easterly about seven hundred and fifty feet, parallel with Fremont Street to a piece of land now belonging to the heirs of the late William Gardiner on the Westerly side of the Street according to a plan of said land conveyed, made by J. P. Cutler dated July 11. 1831 the said Streets being marked C. D. & E. thereon. That at the time it was expected that said Gardiner would also join in the conveyance; but he always refused so to do, and it is now stated to be the intention of those interested in his estate so to allot and sell his said land on Castle Street as to prevent hereafter the extension of the said three proposed Streets through it, unless at great expense. The Committee therefore, upon the foregoing statement of facts, deem it worthy of the consideration of the Board, whether they will now adopt some measures for extending the said Streets to Castle Street by taking land formerly belonging to the said Gardiner sufficient for that purpose. and they therefore submit the following Resolve. For the Committee, Thomas Wetmore. Resolved That this Board will on Monday March 6th next at 4 o'Clock P.M. take into consideration the expediency of extending, through land formerly belonging to William Gardiner, deceased. in Castle Street three several Streets forty feet wide, from Essex to Castle Street, parallel with

=mont Street, and that due notice thereof be given to the heirs of said Gardiner and others interested. Read, accepted and the order passed.

Streets. The committee on ordinances reported, that the ordinance to prevent obstructions in the streets, was correctly drawn_and the same was read and passed. Sent down for concurrence.

Sewers & Drains. The Committee of the Board of Aldermen on Common Sewers ask leave to Report. That by the present provisions of the Ordinance in relation to Common Sewers, the Mayor and Aldermen are required, after deducting one quarter part of the expense of constructing or repairing any common sewer, to assess the remainder on persons benefitted thereby. And it is made the duty of the Superintendent to make out bills for such assessments forthwith, and of the Treasurer to cause the same to be collected.. The Committee are of opinion that some alteration in the present law is expedient both in relation to the amount to be paid by the City and also in the time prescribed for payment of the assessment by persons benefitted. The proportion now assumed by the City is one fourth of the whole expense, and this is supposed to be generally correct, but cases are often occurring, where the assessment should bear a proportion as three fourths on those benefitted must operate as a hardship and where the collection of it will be found to be attended with great difficulty and delay_ Nor does it seem to be always expedient to enforce the payment of assessments at once,

before entries are made into the sewers. The principle aforesaid 753.
-ed in the ordinance is, that an estate is increased in value by the facility afforded for draining, whether any use is made of the power or not - and this is probably to a great extent true, it may be doubted however whether any practical effect of the kind is at all times felt - and in the opinion of the committee it would be frequently advisable to postpone the payment till the value of the sewer is realized by entries actually made even at the risk of increasing in some degree the expense to the City - The Committee would now propose, therefore an amendment to the ordinance, by which the Mayor and Aldermen shall be empowered to alter the proportion to be paid by the City and to postpone the time of payment by persons benefitted. Respectfully submitted. Thomas Delmore for the committee. And the ordinance was referred to the committee on ordinances, who reported, that the same was correctly drawn. Read, accepted, and the ordinance in addition to an ordinance in relation to common sewers and drains passed. Sent down for concurrence. Came up concurred.

The City Clerk, reported the moneys he received in his said capacity and paid into the City Treasury the last quarter ending the 31st ultimo. Read and sent down. Quarterly report

The Committee on Public Buildings on the part of this board to whom was referred the petition of the German Protestant Church for the use of a room in one of the School houses for a place of public worship report that it is inexpedient to alter the present rules Germain Protestant Church

the city to be used as places of Public Worship and therefore that the petitioners have leave to withdraw their petition. Read and accepted. Sent down for concurrence.

Jones

Resolved, That the Mayor be authorized and requested to apply to the Legislature of the Commonwealth at the present session for such laws as may be necessary to enable the City Council to provide by ordinance or otherwise for the appointment of a Board of Commissioners whose duty it shall be to make from time to time a valuation of real estate in the said City for the purpose of thereafter enabling an equitable assessment of taxes on the same as specified in a proposed ordinance now before the City Council. And also to enable the said Council to adopt and enforce any other provisions contained in the said ordinance in relation to the assessment and collection of taxes. Passed. Sent down for concurrence.

Myers

The Committee on Licenses to whom was referred the petition of Richard Myers and others, to give consent at Emory Hall, reported, that leave be granted. Read and accepted.

Stewart

The Committee on Public Grounds, to whom was referred the petition of J. E. Stewart, Administrator of the estate of Esther Jones, to have certain real estate released from a mortgage given by said deceased to the City, reported that the petitioner have leave to withdraw his petition. Read and accepted. Sent down for concurrence. Came up concurred.

The committee on Public Buildings on the part of this board to whom was referred the petition of A. G. Comings, and others, for the use of the ward room in the Primmer School house for the holding of meetings on Friday evenings of the Young Men's total abstinence society, report that leave be granted as prayed for provided the petitioners provide their own fuel and lights. For the committee. M. O'Brimmer, Chairman. Read and accepted. Comings.

The committee on Public Buildings on the part of this board, to whom was referred the petition of Edmund Burke, and others, for the use of the ward room in Grant school to hold meetings of the West Boston Young Mens total abstinence Society, reported, that leave be granted, as prayed for. Read and accepted. Burke.

Adjourned to Monday next, four o'Clock P.M.

At a meeting of the Board of Aldermen at the City Hall held on Monday the twenty sixth day of February A.D. 1844.

Present

The Mayor, and the whole Board of Aldermen.

Speaker
Sawyer
Elected

Agreeably to assignment, the Board proceeded to ballot to the choice of Surveyor General & thereon the votes being taken it appeared that Francis Sawyer was chosen. Sent down for concurrence. Came up concurred, vide March 11, 1844.

Smith
free bridge.

Agreeably to assignment, the Board proceeded to ballot to the choice of Superintendent of the South free bridge and the votes being taken, it appeared that James Jenkins was chosen. Sent down for concurrence. Came up concurred.

South
free bridge.

Agreeably to assignment, the Board proceeded to ballot to the choice of Superintendent of the South free bridge, and the votes being taken, it appeared that John Bragg was chosen. Sent down for concurrence. Came up concurred.

North
free bridge.

The Superintendent of the North free bridge returned that 3170 vessels passed the draw of that bridge the last year. Read and filed.

Lane & Read.
Leave to petition.

Petition of Lane and Read and others that Butchers and others may be prohibited making use of vacant lots in front of, in and near Faneuil Hall Market. Referred to the Committee on the Market.

Williams
Washington Street.

Petition of John D. Williams, & others, to have Washington Street widened between Boylston Street and Fayette Court. Referred to the Committee on Streets.

On the representation of the Overseers of the Poor - Ordered, that the taxes abated upon Isaac Tarbox, William Craig Elijah Adams, Henry H. Munroe committed. William C. Brackett Charles Harper and William Gilley 4th merchant, be and the same are hereby abated, for the reason that they or their families have been and still are assisted by said Overseers, and their legal settlements acknowledged by towns in the Commonwealth, and they being unable to pay said taxes. 77.

The Mayor to whom was re- Pike
-ferred the petition of Benjamin Pike for an abatement of taxes, takes leave to Report: That Mr Pike is a respectable mechanic he has lost the use of his hands, and is unable to work, and is in indigent circumstances. Your committee recommend the fol- -lowing in the following order. M. Brimmer, Mayor. Ordered, That the Poll Taxes assessed to Benjamin Pike from 1836 to 1841, amounting to eighteen dollars be and it is hereby abated. Read, accepted and the order passed.

Petition of the Boston Water Boston Water
Power Company, for an abatement of taxes. Referred to the Mayor. Pow. Comp.

Petition of Francis J. Oliver. Oliver.
for an abatement of taxes. Referred to the Mayor.

Petition of Frederick D. Byrnes Byrnes &
and Francis Merrifield Constables, praying that some compen- Merrifield.
-sation may be granted them, on the conviction of persons charg- -ed with various crimes as highway robbery, store breaking, larceny forgery &c. Referred to the Mayor.

Petition of Francis Brannon, to the

Brannon. Legislature, with the draft of notice thereon for leave to extend his wharf to the line of the harbour near the Western Avenue. Referred to the Mayor.

Petition of Henry Bailey & Co. for

Bailey. leave to erect a frame building in front of their store No. 15 & 17 Court street, and to light the same. Referred to the Committee on Stamps with full power.

Grand Jury. Communication from the Grand Jury lately discharged, was received from the Municipal Court, Read and filed.

Kay. The Committee on Licenses to whom was referred the petition of T. B. Kay, for a license to exhibit Sparring, reported, that the petitioner have leave to withdraw his petition. Read and accepted.

Wallack Ordered, That there be paid to

Jas. Wallack Jas. Wallack Esqr. the sum of three hundred and fifty two dollars, in full for the amount awarded to him by referees for damages by him sustained in widening Cross Street, pursuant to an order of the Board of Aldermen dated the twenty fourth day of December last, and that the same be charged to the appropriation for laying out and widening Streets.

Colby Ordered, That there be paid to John

vs. City Colby, two hundred dollars, in full for the amount awarded to him by referees for damages by him sustained as lessee of Dr George W. Wood, in the year 1851 in widening Cross Street, pursuant to an order of the Board of Aldermen dated the twenty fourth day of December last, and that the same be charged to the

appropriation for laying out and widening streets. 77.

Ordered, That there be paid Minot.
to William Minot, Charles Wells and Nathaniel Hill, Esquires, fifty
dollars, in full for the amount of their fees as referees to be
paid by the City, in the case of the City and St. Louis v. Shat-
tuck, instituted by them award, and that the same be charged
to the appropriation for laying out and widening streets.

Adjourned to Monday next, four o'clock, P. M.

At a meeting of the board of
Aldermen of the City of Boston, held at City Hall, on Monday
the Fourth day of March A. D. 1844.

Present,

The Mayor, and the whole board of Aldermen.

Petition of John Redman & others, Redman.
praying that a general meeting of the legal voters be called
in Faneuil Hall within the next ten days, between the hours
of 4 & 6 P. M. for the object of discussing the matter of obtaining a
supply of water for the City, from Long Pond, & the expense
of the City. And to instruct the City Council to remonstrate to
the Legislature against any grant of a Charter to a Private

a company for the purpose of bringing water into the City &c. Referred to the Mayor, Aldermen Palmer & Lowe to consider and report.

Boston Water Power Company

Memorial of the Boston Water Power Company, relative to the widening of Tremont Street and Road. Referred to the Committee on Streets.

Seyman et al

Petition of Theodore Seyman, and others, that Myrtle Row Chardon Street widened. Referred to the Committee on Streets.

Second Church.

Petition of the Second Church and Society in Boston, that the public clock may be removed and that the same be taken in charge by the City, during the time that they are engaged in rebuilding their house of Worship. Referred to the Committee on Bells and Clocks.

Collamore

Petition of George W. Collamore, to have a nuisance removed from Medford Street, that a sign board be placed on corner of Traverse Street and Charles River Road and that Blackstone is removed from the Street on Mill Pond land. Referred to the committee on Internal health and Paving.

Petition of James M. Blake, City Marshal, and sundry police officers and Watchmen, to have the City pay the amount of a judgement recovered against them by Edward Whiting as alleged in trespass returned by them to the Court by the petition of a warrant issued by the Police Court against the petitioners and others. Referred to the Mayor.

Petition of Eb Hamblin, and 81.

for the use of the third room in the Summer School house, with for meetings of a Ladies temperance society. Referred to the Committee on Public Buildings on the part of this Board.

Order of the Common Council Auditors estimate

Referring the Auditors estimate of the amount of money necessary to be raised for the purposes of the next financial year. Also the estimate of the amount of money to be raised for the ordinary expenses of the City, have considered the same and report. Come up for concurrence. Read and concurred, and Aldermen Wilmore and Paine were added to said Committee. Sent down for concurrance. Came up concurred.

The Mayor to whom was re- J. P. Francis.

ferred the petition of J. P. Francis for an abatement of taxes asks leave to report: That the said J. P. Francis has omitted to pay his taxes from 1835 to 1841 inclusive, seven years, and that only a portion of his taxes for 1829-31 & 34. have been paid, and that the amount now due is twenty seven dollars and six cents. That if such persons would be allowed an encouragement to neglect their taxes. Your committee recommend that the petitioner have leave to withdraw his petition. H. Brimmer, Jr. per. Read and accepted.

The Mayor to whom was Jonathan Bates.

referred the petition of Jonathan Bates for an abatement of taxes, asks leave to report: That the said Bates is an inhabitant of Braintree and is desirous to become a citizen of the City. he having paid taxes for three years, and owes the City nineteen dollars and thirty six cents which owing to the poor

poverty it is expedient should be abated. The frontage of the pro-
perty is recommended. H. Brimmer, Mayor. Ordered,
and thereupon it is ordered that the same be hereby abated. Said, accepted and the order passed.

discharged. Ordered that the bond of Robert Debell is paid in full, principal & interest, which bond was secured by mortgage, and having been duly recorded in the [illegible] of the Clerk of the Council, Thereupon ordered, that the Mayor be and he is hereby authorized and requested to discharge the same on the record.

Braman. The Mayor to whom was re-
ferred the order of notice of Jarvis Braman on a petition for leave to extend his wharf asks leave to Report: That the said Braman owns a wharf at the bottom of Chestnut Street, and when said wharf should be extended solid to low water, it will be [illegible] that the City should extend Chestnut Street, with the right to maintaining drains under said street. But it is understood that said Braman does not intend at this time to build a [illegible] but to build a bridge upon the Commissioners line for the accommodation of his [illegible], to which there can be no objection. H. Brimmer, Mayor. Read and accepted.

Lincoln The Mayor, to whom was re-
ferred the petition of Josiah Lincoln for leave to extend his wharf which petition was made to the Legislature, for that purpose re-
[illegible] no objection to the extension of said wharf,

the Commissioners to provided it is built on piles below
low water mark. Read and accepted.

The Mayor to whom was re- Hoghpin.
ferred the petition of Wm Hoghpin & the Legislature for leave
to extend his wharf, reported, that there is no objection to said pe-
tition, provided said wharf be built on piles below low water
mark. Read and accepted.

The Committee on Claims to Bailey
whom was referred the petition of Henry Bailey & Co for leave
to erect a two story in front of their Store No 15 & 17 Gould street,
reported that the petitioners have leave to withdraw their petition.
Read and accepted.

On the subject of laying out Lessee
three third near Castle street through land belonging to the heirs now read.
of William Gardiner deceased, and now it appearing that notice
has been given to all persons interested, agreeable to the order
passed this board on the nineteenth day of February last-
a true Order in terms & will has posted agreed that no
and the whole subject was laid upon the table.

Whereas there is reason to Howard
believe that certain evil disposed persons have wilfully and ma- offered.
liciously set fire to several buildings, within the limits of this
City within the last thirty days - Therefore - Ordered, That the
Mayor be and he is hereby authorized to offer a reward of
five Hundred dollars, for the detection of such person or persons

[illegible] be charged to the appropriation on incidental expenses and [illegible] Ordered, That there be paid [illegible] incurred.

Ordered, That there be paid to Benjamin F. Appleton, twelve hundred and thirty eight dol=lars in full for all damages by him sustained by the [illegible] one hundred and thirty nine and one quarter feet of land [illegible] Court Street pursuant to the award of referees be=tween the City and the said Appleton. The said Appleton's proportion of the fees of the said referees having been de=ducted from the amount of the said award. And that the same be charged to the appropriation for widening Streets.

Appleton [illegible] Ordered, That there be paid to Benjamin F. Appleton six hundred and ninety three dol=lars in full for all damages by him sustained by the [illegible] one hundred and eighteen feet of land to widen Court Street, pursuant to the award of referees between the City and said Appleton. The said Appleton's proportion of the fees of the referees having been deducted from the amount of the said award, And that the same be charged to the appropriation for widening Streets.

Leighton Ordered, That there be paid to [illegible] Leighton Esqr. Master and Samuel Quincy, Sixty dollars, in full for their fees as referees between the City and Benjamin F. Appleton. And that the same be charged to the appropriation for laying out and widening streets.

Adjourned to Monday next, four o'Clock P.M.

At a meeting of the Board of Aldermen of the City of Boston, held at City Hall, on Monday the Eleventh day of March A. D. 1844.

Present

The Mayor and the whole Board of Aldermen

Petition of John Griggs, to have the Main Road over the Mill Dam from West Boston-ington Street near Green Street, leading to the Common Council. Referred to the Committee on Internal Health. Griggs.

Petition of J. D. Francis, that the Board would reconsider their vote refusing the remission of his taxes. Referred to the Mayor. Francis.

Petition of Edward Brooks, that a Drain might be laid in Green Street leading to a Sink. Referred to the Committee on Drains and Sinks. Brooks.

Petition of Thomas C. Hait and others, that a Stanchion to be placed over and taken from them to Court Square under Court and Hudson Streets. Referred to the Committee on Streets. Hait.

Petition of the New North Religious Society, requesting to have their Meeting House during the time of re-building the Second Church. Referred to the Committee on Fuels and Clocks. New North.

Petition of Josiah Kendall, and others, to have Friend Street paved, near Hanover Street. Referred to the Committee on Paving. Kendall. Friend Street.

On the petition of [illegible] Hodilon having certified that a bond given by Locke & Street discontinued.

[illegible] to pay the City $1140.50 has been fully paid, which bond was received & ordered cancelled with Suffolk Deeds Ext. of City Boston and that the Mayor is authorized and requested to discharge the same on the record.

Marshall Street & Creek Street

The Superintendent of Sewers and Drains made an assessment for a common sewer from Marshall to Creek Street. Referred to the Committee on Sewers and Drains.

Election of General Officers

Seniority to adjourned the Board proceeded by ballot to the choice on its part of Survey-or General of Lumber, and the votes being taken, it appeared that Francis Bullard was chosen, thereby concurring with the Common Council, who chose on its part George W. Otis. Sent down for concurrence. Came up concurred.

[illegible]

Order of the Common Council with [illegible] the Board of Aldermen might join, a committee to take into consideration the subject of providing by ordinance or otherwise, for the prevention of obstructions in the streets, and to consider what alterations are necessary in the existing laws for the general regulation of the streets and public highways of the City. Came up for concurrence. Read and concurred and Aldermen Holmes and Paton were joined.

Appropriations

Order of the Common Council relating the Auditors communication respecting the transfer of certain appropriations, to the Committee on Finance. Came up for concurrence. Read and concurred.

Order of the Common Coun- Taxes.
-cil recommitting the ordinance concerning the assessment
and collection of taxes, with the papers accompanying the
same, to the committee who reported said ordinance. Came
up for concurrence. Read and concured.

Order of the Common Coun- English
-cil instructing the committee on Public Instruction to in- Evil. Schools.
-quire what alterations, if any, are required, to fit the
Main School house in Pinckney Street for the accommo-
-dation of a grammar school. Came up for concurrence.
Read and concured.

The Committee on Sewers Arch
and Drains to whom was referred the assessment for the Street
common sewer in Arch Street, reported, that for reasons sta-
-ted in the Superintendent of Sewers and drains' communica-
-tion, they report a new revised assessment. Read & accepted.

Resolved, That the Safety Atkinson
and convenience of the Inhabitants of this City require Street
that Atkinson Street should be widened and for that pur-
-pose it is necessary to take, and lay out as a public Street
a way of the said City, a parcel of land belonging to
Hugh G. Russell of said Boston containing about four
hundred and two feet bounded as follows, viz: Beginning
at a point on the Southerly side of Milk Street, thirty
feet distant from the Westerly side of Atkinson Street
measured at right angles, thence running Southerly nine
eighty feet to a point in the Southerly line of the said

[illegible] Russell's estate thirty feet distant from the Westerly side of Atkinson Street thence Southerly by the said Southerly line, [illegible] to the East and right angles to the second line of the said Atkinson Street, thence Northerly, by the line last mentioned, [illegible] one foot and two and one half inches to Mill Street; thence Easterly, about two feet and two inches to the place of beginning. And whereas due notice has been given of the intention of this Board to take the said land, [illegible] for the purpose aforesaid, as appears by the return thereto annexed. It is therefore Ordered, That the parcel of land before described be, and the same hereby is, taken and laid out as a public Street or way of the said City according to a Plan of the said Street made by S. P. Fuller dated March 1844. and deposited in the Office of the said Mayor and Aldermen.

Russell
Atkinson Street.

Ordered, That there be paid [illegible] Russell five hundred dollars, in full for four Hundred and two feet of land taken to widen Atkinson Street, by an order of the Board passed this day; And that the same be charged to the appropriation for laying out and widening Streets provided the said Russell give a sufficient deed and release of all damages.

Taxes

The Assessors made a return of a list of persons, copartnerships and Corporations who were taxed twenty five dollars and upwards, the last year, specifying the amount of the tax on Real and Personal estate severally, conformably to an order of the City

Resolved, that the whole board do view Fleet street tomorrow 11 o'clock A.M. and Washington Street from Boylston Street, on Saturday next, nine o'clock A.M. Washington Street view.

The Committee on Paving to whom was referred the petition of Bailey Wood for leave to remove a building across Charlestown Street, reported, that leave be granted as prayed for. Read and accepted. Wood.

The Committee on Finance to whom was referred the order of January 25th in relation to the expediency of altering the time for the commencement of the Financial year, ask leave to report: That in the opinion of your Committee the only important advantage to be gained by changing the time for commencing the Financial year would be that it would give the Committee on Public Buildings more time to make their contract, and to finish any Public Buildings directed to be erected by the City Council before the commencement of cold weather. That loss and injury have been sustained by the City, in times past, in consequence of the contractors being obliged to erect or finish the public buildings during the winter. By changing the time from the first of June to the first of April much valuable time would be gained for making the necessary preparations. But your committee believe that the City Council have power now to instruct the Committee on Public Buildings to make preparations to erect any public building, previous to the first day of May, Financial Year.

go and to order that an appropriation be made to meet the ex=
=pense of such erection, to be paid out of the Treasury
after the first day of May. If the City Council in their
wisdom think it best to adopt the course there seems
to be no sufficient reason for the proposed change: It is de=
=sirable that the organization of the City Government on the
first day of January that sufficient time for the members and
the committees to inform themselves in relation to the wants &
interests of the the City, and to make estimates of the appro=
=priations required. And as the taxes are laid on the first day
of May for some to be some subsidy in commencing the
financial year on that day. Your Committee would there=
=fore report that it is inexpedient to alter the time for the com
=mencement of the Financial year. For the committee. H.
Trimmer. Chairman. Accepted in Common Council. Came
up for concurrence. Read and concurred.

Adam School House.

The Committee on Public Instruction to whom was referred the report of the Sub committee of the School Committee in relation to the Adams School ask leave to report: That great inconvenience is ex=
=perienced by the pupils in the lower room of the Adams School for the want of light; this difficulty has always existed, but is much increased by the recent erection of two brick houses on West street. Your Committee have gi=
=en the house a careful examination, and are satisfied that the difficulty may be obviated at a small expense, by enlarging the windows in front and by taking down a wooden staircase in rear, and making windows at the

East end. It has been estimated that these alterations may 91.
be made for two hundred and fifty dollars. The committee
recommend the passage of the following order. Per the com
=mittee. A. Pinmer Chairman. Ordered That the commit
=tee on Public Buildings be authorized to take down the wooden
stair case at the East end of the Adams School house, and
to cause it be made new windows, and that the windows at
the East end be enlarged, provided the expense of such re=
=pairs shall not be more than three hundred dollars to be
charged to the appropriation for the repairs of Public Buildings.
Accepted in Common Council. Came up for concurrence. Read
and concurred.

Resolved That the pres Washington
=ent convenience of the Inhabitants require that Wash=
=ington Street should be widened, by taking a piece of
land on the Westerly side thereof bounded as follows viz. Be
=ginning on the Northerly side of Boylston Street at a point
fifty feet distant from the Easterly side of the said Wash=
=ington Street, measured at right angles, thence running North=
=erly about Seventy feet to a point in the Southerly line of
the estate belonging to Miss Baker, which point is fifty
feet distant from the said Easterly side of Washington
Street measured at right angles. Thence Northerly in a di
=rection to the intersection of the Westerly side of Washington
Street and the Northerly side of Avery Street, about one hun
=dred and fifty four feet to the Northerly line of the said
said Street, Thence Easterly by the said Northerly line
about sixty feet to Washington Street. Thence Southerly by
the present line of Washington Street to Boylston Street about

[illegible] and twenty [illegible] feet and ten inches. Thence by Boylston Street about 1[illegible]3/12 feet to the place of beginning, [illegible] from the estate of David C. Mosely about 159 feet, and from the estate of Sarah Bumstead about [illegible] feet, and from the estate of [illegible] Bryant 159 1/2 feet, and from the estate of Gardner Brewer about 282 1/2 feet, and from the estate belonging to [illegible] and Emma Baker Ellsworth about 475 1/4 feet, and from the estate lately of [illegible] Thayer, about 169 feet, and from another estate of the said David C. Mosely about 194 feet. It is therefore Ordered that due notice be given to the said Mosely, Bryant, Thayer, Brewer, Bumstead and to the said Baker and to Nathan Hale Esq.r Trustee of the said Ellsworth, and to the tenants and lessees of the several estates before mentioned and all persons interested therein, that this Board intend to take the parcel of land before described and to lay out the same as a Street or Town way for the use of the Inhabitants, and that [illegible] the twenty fifth day of March instant at [illegible] four o'Clock P. M. as the time for hearing any objections which may be made thereto.

Hearing Demont Street.

William Joseph Lovering of said Boston has given notice to this Board of his intention to erect buildings on Demont Street, in the said City; and, in the opinion of the Board, the safety and convenience of the inhabitants require that the said Street should be laid out at the place described in the said notice, it is therefore hereby Ordered, that due notice be given to the said Lovering that this Board intend to widen the Street before mentioned, by taking a part of the land now about to be built up-

on as aforesaid, and laying out the same as a public street and that Tuesday the fourteenth day of March inst at 11 o'clock, P.M., is assigned as the time for hearing any objections which may be made thereto.

Engine Company No 7.

The Committee on fire to whom was referred the communication of Wendell F. Marvin and ten others in relation to the present state of Engine Company No 7. ask leave to Report: That Engine Company No 7. is now and has been for a long time in very reduced state with regard to members, so much so that when this communication was made there were only 24 active members and two members absent from the City. The Company is also in a disorganized state for reasons which it is not now necessary to detail, the Foreman of the Company has resigned and such is the feeble and disorganized state of the Company, that your committee recommend that the Company be disbanded. they report the following order. In the Committee. M. Trimmer, chairman. Ordered, That the resignation of Joseph C. Bartlett. Foreman of Engine Company No 7. be accepted, that the said Company be honorably discharged and that the Company be disbanded. Read and accepted.

Second Church

Whereas the proprietors of the Second Church in the said City have given notice of their Board of their intention to erect thereon a Hanover Steel in the said City; and in the vicinity of the Board the safety and convenience of the inhabitants require that the said Steel should be widened at the

a place described in the said notice, it is therefore hereby
Ordered, That the notice be given to the said Proprietors
that this Board intend to widen the street before mentioned,
by taking a part of the land now about to be built upon
as aforesaid, and laying out the same as a public street
at the Mayors Office, the eighteenth day of March at 4
o'clock, P.M., is assigned as the time for hearing any
objections which may be made thereto.

Lyman Ordered. The Committee on Streets to
Chandon St. whom was referred the petition of Theodore Lyman, and
others praying Chandon Street widened, and leave to report
that the alteration of Chandon Street, as requested, would
be to some extent a public improvement, they do not think
however that the amount of travel over that street is so
great as to require it to be widened at the expense of
the City, nor that the safety and convenience of the In-
habitants now require it to be done, they report therefore
that the petitioners have leave to withdraw. Thomas Wet-
-more, for committee. Read and accepted.

Water Power Company Tremont street. Ordered. The Committee on Streets to
whom was referred the memorial of the Boston Water Pow-
-er Company respecting the widening of Tremont road, or
street, and leave to report; that the Board determined
by a resolution passed December 19. 1842. that Tremont
Street, from the City's land near Dover Street, to the line
of Roxbury, should be widened twenty feet and thereby be
made eighty feet wide, and the Committee are of opinion

that determination ought to be adhered to. They think however that the Committee on the Public Land, are the proper persons to decide as to the time and manner of making the proposed improvement and therefore report that the subject be referred to them. Thomas Belmont for the committee. Read and accepted.

Adjourned to Monday next four o'clock P. M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall, on Monday the Eighteenth day of March, A. D. 1844.

Present

The Mayor and the whole Board of Aldermen.

Petition of Charles W. Smith, : Smith.
and others, to have a nuisance abated, occasioned by an ink, lampblack and varnish manufactory on Camden Street. Referred to the Committee on Internal Health.

On the representation of : Sherman.
Right Smith, that in the Division of the Tax Ordered that the taxes assessed upon Nos Camden Street and remaining unpaid on the real No. 1, No. 3 & 1826 be and the same are hereby abated.

Spear mortgage assigned.

Petition of Edward Spear, praying that the mortgage given by Francis M. Coss to the City may be transferred to him said Spear upon the payment of the amount and interest. Read and thereupon ordered, That the Mayor be authorized to assign and transfer the same accordingly.

Lunatic Hospital Inmates discharged

Communication from the Superintendent of the Lunatic Hospital, stating that John F. Shelton, William B. Hagg, and Ephias Colburn, have recovered their reason. Benjamin Brown and Catharine Greley, the former [illegible] and the latter being capable of providing for herself with the assistance of her friends. Read and thereupon ordered That the above named persons be discharged from said Hospital.

Washington & West Streets

Ordered, That the Commissioner on laying out and widening Streets be and they hereby are instructed to cause to be removed, on the first day of April next, all buildings parts of buildings or other obstructions which shall be then standing on a parcel of land at the corner of West and Washington Streets belonging to [illegible] Estate and others and which is more particularly described in a Notice and Order of this Board passed the twenty second day of January last, for taking and laying out the said parcel of land as part of Washington Street. And the said Commissioner are also authorized at the expense of the City, and with the consent of the owners of the said land, to rebuild the outer walls of any building which shall be removed a reasonable distance in the rear line of the said Street, and to repair all damages which may be done to

the interior of the said buildings and put the same, as far 1/7.
as is practicable in as good order as the same now are.

Ordered. That Aldermen Wet- Salaries.
more and Robinson with such as the Common Council may
join, be a committee, to consider and report what salaries shall
be granted to the several City and County officers, for their
services, the ensuing year. Sent down for concurrence. Came
up concurred, and the Common Council joined on its part, Messrs.
Erving, Whiting and Bradlee

Petition of J. H. Carey, Carey.
to have a common sewer laid in Boylston Street. Referred to
the Committee on Sewers and Drains.

Petition of Albert Whiting Whiting-
and others, to have a drain laid in Camden Street. Referred Camden St.
to the Committee on Sewers and Drains.

Petition of Thomas B. Wales
Fitz, and others to have Harrison Avenue paved. Referred to Harrison Avenue.
the Committee on Paving.

Petition of N. & N. Laurence, Laurence-
and others, to have a fire engine located in the vicinity of Engine.
Liberty Square, and the petition of Lambert Maynard, and
others, to be admitted to form a company to take charge of such
Engine. Referred to the Committee on the Fire Department.

Petition of William Brown, and Brown
others, and Thomas F. Foster, and others, each for leave to Foster
form a company to take charge of Engine No 7. Referred Engine No 7.
to the Committee on the Fire Department.

95.

Lawrence and others

Petition of William Lawrence, and others that Eels may be prohibited from standing in the street. Referred to the Committee on Licenses.

Degrand

Petition of P.F.H. Degrand, to have an error corrected in the assessment of a tax upon him as trustee. Referred to the Mayor.

Oliver.

Petition of Mary K. Oliver, executrix of the will of Daniel Oliver, deceased to have the amount of a tax paid by her, refunded. Referred to the committee on finance. Sent down for concurrence. Came up concurred.

Petition

General meeting.

The committee to whom was referred the petition of John Redman and others praying that a meeting of voters of the City be holden in Faneuil Hall for the purpose of discussing the subject of obtaining an ample supply of pure water for the City, and also an adjourned meeting to afford the citizens an opportunity of giving their votes on certain propositions therein proposed and to instruct the City Council in relation to the introduction of pure water at the expense of the City ask leave to report: That while they deem it the duty of the City Council to give serious attention to the known wishes of their fellow citizens; they cannot admit that any expression of these wishes however formal can relieve them from the responsibility of using their own judgement in determining on the propriety of adopting any particular measures which may be proposed for the public welfare. The present petition asks for a City meeting for the purpose of instructing the City

Council as to an application to the Legislature on the subject of introducing pure water into the City. If such instructions are to be considered as directions and obligatory on the Council, the Committee cannot admit the right of any such meeting to impose them. But if they are intended to be merely advisory, they do not think it will be possible for the City Council to give to the subject that consideration which its importance demands during the present session of the Legislature. It is well known that the Legislature has acceded the application of the petitioners for the introduction of the waters of Spot Pond and of the Middlesex Canal into the City, therefore it is unnecessary that the City Council should be instructed to remonstrate against the prayer of these petitioners. Your Committee are of opinion that the action of a meeting for the purpose of "instructing" the City Council in relation to the introduction of pure water, would give a sanction to the opinion that the City Government are disposed to incur a large debt for that purpose a supposition which it is believed the City Council are by no means ready to admit- certainly not at the present time. Under these circumstances and for these reasons your Committee recommend that the petitioners have leave to withdraw their petition. For the Committee. H. Brimmer. Chairman. Which report was read at the last meeting of this board and laid upon the table. And now at this meeting the same was taken up and after discussion was accepted.

The committee to whom was referred the communication of the Second Church re- | Second Church.

166 specting the Clock in the tower of their Church, reported, that no action of the Board is necessary. Read and accepted.

New North Religious Society.

The Committee on Bells and Clocks to whom was referred the communication of the New North Religious Society offering the City the use of their Bell for [illegible] and the same ought to be accepted, and the bell rung at the usual hours of the day and evening, that other bells are rung in the city, and the Sexton be paid the usual price for such service. Sarra Crane for the Committee. Read & accepted.

Wells Ham. Steet.

The Committee on Lamps to whom was referred the petition of [illegible] and others, to have lamps placed and lighted in Albany Street, report: That Albany Street has not been accepted by the City, and is in a bad condition and unsafe for travellers, and the City may make it their own by placing and lighting lamps in the same, thereby becoming liable for damages by accident. The Committee has taken the opinion of the City Solicitor on this subject, and refer to that opinion, on file, as a part of this report. The Committee are of opinion that the petition ought not to be granted. Sarra Crane, for the Committee. Read and accepted.

Hamilton

The committee to whom was referred the petition of Mrs. Hamilton and others, for the use of the ward room in the Brimmer School House, for a Ladies temperance society, reported, that leave be granted as prayed for. Read and accepted.

A list of the abutments of bayes 101.

made by the Jurors. Came up from the Common Council. Read and filed.

The Mayor to whom was referred the petition of James H. Blake and nine other Constables and Watchmen of the City, asking that the damages and costs incurred in a suit against them, in the suit of Ed. E. Hall = ford, may be paid by the city, etc. have to report. That an action was brought against the petitioners, all the persons employed to serve a search warrant on the night of the 18th November, except one person, the only witness on the part of the defendants. In consequence of all the parties concerned be = ing parties to the suit, and the circumstances were not known until before the Court and Jury, and the consequence was a verdict against the defendants, your petitioners. After a care = ful examination of all the parties concerned in serving the warrant, there is sufficient evidence, in the opinion of your committee, to justify the appointment of a joint special committee of the City Council to examine the prayer of the pe = titioners. The passage of the following order is recommended. H. Brimmer, Mayor. Ordered, That the Mayor and Alderman Belmore with such as the Common Council may join, be a committee to examine and report upon the petition of James H. Blake and others in relation to the damages and costs in the suit of Edward E. Watkins. Sent down for concurrence. Came up concurred; and the Common Council joined on its part, Messrs Crownin shield Cook and Goodman.

Adjourned to Monday next four o'clock P.M.

James H. Blake.

At a meeting of the Board of Aldermen of the City of Baltimore held at City Hall on Monday the twenty fifth day of March A.D. 1844

Present

The Mayor and the whole Board of Aldermen.

Smith — Remonstrance of A. H. Smith and others against handcarts and wagons standing corner of Howard and Court streets. Referred to the Committee on Licenses.

Sheridan — Application of Wm Sheridan, for a license to give a classical and gymnastic exhibition, on Monday evening next. Referred to the Committee on [illegible].

Carney — Petition of Andrew Carney and others to have a pavement laid in Kingston street. Referred to the Committee on Paving.

Young — Petition of Ammi B. Young, for
Bowdoin street. leave to construct arches under the side walks in Bowdoin street. Referred to the Committee on Paving.

Fisher — Petition of David Fisher, & others,
Beverly street. to have Beverly street paved. Referred to the Committee on [illegible].

[illegible] — [illegible]
Salem street. leave to construct arches under the side walk, in Salem street. Referred to the Committee on Paving.

Second hand — John T. Hilton, licensed
articles as a dealer in second hand articles No. 12 Baltic street.

Petition of Charles G. Conley, 103.
that the west side of Fourth Street within the layed building
may be given him. Referred to the Committee on Streets.

Conley.
Fourth Street.

Petition of John Sikes and others, to have Division Street accepted. Referred to the Committee on Streets.

Sikes
Division St.

Petition of Warren Bowker, and others, to have North Margin Street widened. Referred to the Committee on Streets.

Bowker
North Margin St.

An order respecting granting permissions for the erection of arches under the side walks. Referred to the Committee on Ordinances.

Arches under side walks.

Petition of William Coffin, and others, to have assessments for a common Sewer in Kingston Street abated. Referred to the Committee on Sewers and Drains.

Coffin
Kingston Street.

The committee on the petition of John Griggs, and others, concerning a nuisance, and that a drain be opened from Washington Street, reported, that the same has been done. Read and accepted.

Griggs.

Petition of Thomas [illegible]
for an abatement of taxes. Referred to the Mayor.

[illegible]

Ordered, That the City would pay for repairing the Hose which was broken at the corner of Franklin Street, which was broken by their En-

Engine No 5.

gine passing over the same. Referred to the Committee on the Fire Department.

Collamore

The Committee on Internal Health to whom was referred the petition of George W. Collamore to have a nuisance abated in Medford street, reported, that they have caused the same to be removed by opening a drain from the Stable to the common Sewer. Read and accepted.

Walch house

Order of the Common Council instructing the Committee on Public Buildings to consider the expediency of erecting a building on the City lot at the east end of the City Hall, for the purpose of a ward room, Walch house, and such other public offices, as may be deemed advisable. Came up for concurrence. Read and concurred.

Ffielden

Read.

The Committee on Paving to whom was referred the petition of Benjamin S. Ffielden to have the width and grade of the side walks determined in front of his estate corner of Court and Sudbury Streets, reported, that the same have been given, as prayed for. Read and accepted.

Thayer.

Petition of Adam W. Thayer and others, praying, that the report of the committee of the Board of Aldermen, on the petition of John Redman, and others for a general meeting in Faneuil, on the subject of bringing water into the City from Long Pond &c. may be published. Read and Sundry ordered that the said petition and the report of the committee thereon be published in the newspapers, which print the ordinances &c. of the City.

To the President of the
Common Council, Sir, I have the honor to enclose at the
request of the School Committee a report accepted by that
Board, together with the accompanying Petition and Bill
in relation to the Girls' High School, which was read at
a meeting held this day. I would respectfully suggest that
great advantage would accrue to the public service, if it
met with the approbation of the City Council that the Com-
mittee on Public Buildings should be instructed previous to
the commencement of the financial year to purchase land
and prepare plans and specifications and to procure esti-
mate for the erection of any Grammar School, which it is
deemed advisable should be built the ensuing year. A
month or six weeks is necessarily spent in making the nec-
essary preparations for the erection of a Grammar School,
so as to be finished, to the great injury of the work and of the
public interest. I also enclose at the request of the Primary
School Committee a report in relation to the erection of Pri-
mary School Houses. Respectfully yours &c. F. W. Lincoln,
Mayor. In Common Council, referred together with the accompa-
nying papers, to the Committee on Public Instruction & ordered
to be printed. Came up for concurrence. Read and concurred.

School Houses.

The Committee on Finance
to whom was referred the communication of the Auditor
of Accounts in relation to additions to certain appropriations,
ask leave to report: That they would recommend that in
addition of the Financial year, additions are necessary to
certain appropriations to meet the [illegible]

to the Committee to put the following rules, and report that the same when authorized can be effected without injury to the public service. For the committee. M. D. Brimmer, Chairman.

Ordered that there be added to the appropriation for Streets the sum of three thousand and one hundred dollars; to the appropriation for Police, the sum of three hundred dollars; to the appropriation for Militia Bands the sum of three hundred dollars and that said amounts be withdrawn from the appropriation for the County of Suffolk. Ordered that there be added to the appropriation for the Primary Schools the sum of one thousand dollars; and that the same be withdrawn from the appropriation for Schools. Ordered that there be added to the appropriation for the City Hall the sum of one thousand dollars; to the appropriation for Stamps, the sum of fifteen hundred dollars; to the appropriation for Internal Health the sum of five hundred dollars; to the appropriation for Incidental Expenses, the sum of fifteen hundred dollars; and that said amounts be withdrawn from the appropriation for Paving and Repairs of Streets. Ordered that there be added to the appropriation for the Fire Department, the sum of fifteen hundred dollars and that the same be withdrawn from the appropriation for the House of Correction; that there be added to the appropriation for the Lunatic Hospital the sum of fifteen hundred dollars and that the same be withdrawn from the appropriation for the House of Industry and Reformation; that there be added to the appropriation for Widening and Extending Streets, the sum of twenty five hundred and fifty nine dollars and seventeen cents, and that the same be withdrawn from the appropriation for Widening &

-ending Streets in former years. Passed in Common Coun-
-cil with this amendment at 7. insert "6" instead of "nine".
Come up for concurrence. Read and concurred.

The committee to whom Smith
was referred the petition of Charles W. Smith and others, ask- Camden Street.
-ing the attention of the Board to an alleged nuisance in the
rear of Camden Street, namely, a building used as a Manufac-
-tory of Ink Lampblack Varnish &c. by Mr George Clark, and
praying that it may be removed_ having duly considered
the said petition, beg leave to report, that, while they are sen-
-sible of the inconveniencies which are alleged to be experi-
-enced by the petitioners, yet they are of opinion, that even if
this Board has the requisite authority by law to interfere at
this time, yet under the existing circumstances, it does not
appear to your Committee to be a case in which relief can
be afforded as fully, and with justice to all parties interested,
by a summary proceeding of the board, as by a complaint
to the Grand Jury, or by a private action of any party in-
-jured_ both which remedies are open to the petitioners under
the provisions of the Revised Statutes. Your Committee, there-
-fore are of opinion that it is inexpedient for the board at
this time to take any measures in relation to the case. Si-
-mon Stilwell, for the committee. Read and accepted.

Whereas pursuant to an Order Common
of this Board, passed on the Sixteenth day of October
last public notice thereof having first been given as Common
Sewer has been laid in Harrison Avenue as far as the east

of parties one hundred and fifty nine dollars and twenty four cents one quarter part whereof being deducted to be paid by the said City, there remains three hundred and forty four dollars $\frac{3}{100}$ to be charged to persons benefitted by the same according to law. It is therefore Ordered, that the sums named in the Schedule hereunto annexed being benefitted as aforesaid, be and they hereby are charged and assessed with the sums therein set to their respective names, as their proportional part of the expense of the said Sewer, and the same is ordered to be certified and notice thereof given to the parties aforesaid, their tenants or lessees. And it is also Ordered that the several sums assessed in persons benefitted be collected and paid when entries are made from the Collectors Warrant which are ordered to bear Date

Harrison Avenue.

Resolved, That the Safety & convenience of the Inhabitants of this City require that Harrison Avenue should be widened and for that purpose it is necessary to take, and lay out as a public Street or way in the said City, a parcel of land bounding to Willard Hall & said Division bounded as follows, viz: Beginning on the Westerly side of Harrison Avenue at the South east corner of the building at the corner of the said Avenue and Essex Street, thence running Southerly about one hundred and twelve feet and nine inches to land formerly belonging to Jon Gardner deceased and in a direction to the Northwesterly corner of a piece of land taken to widen said Avenue from the side of the said Gardner by an order of this Board passed the 25th day of April last thence by

the said land of Hastings and given out to the present line of said Avenue - thence by the said present line Northerly about one hundred and twelve feet to the place of beginning. And whereas due notice has been given of the intention of this Board to take the said parcel of land for the purpose aforesaid as appears by the return hereunto annexed. It is therefore ordered, That the parcel of land before described be, and the same hereby is, taken and laid out as a public Road or way of the said City according to a plan of the said Avenue made by C. P. Sumner dated September 21. 1829, and deposited in the Office of the said Mayor and Aldermen.

Resolved, That the safety and convenience of the Inhabitants of this City require that Tremont Street should be widened at the corner of Hollis Street and for that purpose it is necessary to take and lay out as a public Road or way of the said City a parcel of land belonging to Joseph Severing of said Boston, bounded as follows, viz: Beginning at the South east corner of a piece of land taken from said Severing May 14th 1835 to widen said Street thence running Westerly by said Street one foot and ten inches; thence running Southerly one Hundred and eight feet, by the same Street & Hollis Street thence on said Hollis Street to a point thence Northerly by land of said Severing one Hundred and eight feet to the place of beginning containing about two hundred and seven feet. And whereas due notice has been given of the intention of this Board to take the said parcel of land for the purpose aforesaid, as appears

Tremont Street.

111. by the return hereunto annexed: It is therefore Ordered, That the land in said return described be, and the same hereby is, taken and laid out as a public street or way of the said City according to a plan of the said Street made by J. Wadsworth dated April 22d 1835 and deposited in the office of the said Mayor and Aldermen.

Wm. Read.

Whereas George W. Collamore of said Boston has given notice to this Board of his intention to erect buildings on Avon Street in the said City; and, in the opinion of the Board, the safety and convenience of the inhabitants require that the said street should be widened at the place described in the said notice, it is therefore hereby Ordered, That due notice be given to the said Collamore that this Board intend to widen the street before mentioned, by taking a part of the land now about to be built upon as aforesaid, and laying out the same as a public street and that Monday the first day of April next at 4 o'clock, P.M. is assigned as the time for hearing any objections which may be made thereto.

Special police officer.

Lot Day was nominated and appointed a special police officer at the "Boston Bethel Union"

Carey. Section 6 bad.

The committee on the notice of intention of said G. W. Carey on Boylston Street extended, and praying that a common Sewer be constructed in said part of said street, reported that the same be referred to the joint committee on Public Lands. Read, accepted and referred to said com-

mittee accordingly. Sent down for concurrence. Came up 111. concurred.

A Communication from Thomas Hickson.

Thomas Hickson declining to be a Candidate for re-election as one of the principal Assessors was read

The application of several persons for said office were read.

Agreeably to assignment the Board proceeded by ballot to the choice of three principal Assessors, and the votes being taken, it appeared that Samuel Howard George Hickson and Francis Lincoln were chosen Sent down for concurrence. Henry Sargent was chosen by the Common Council instead of Francis Lincoln. The two first named were chosen in concurrence.

Adjourned to Monday next 9 o'Clock A.M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall, on Monday the First day of April, A.D. 1844.

Present

The Mayor, and the whole board of Aldermen.

Edgerton fire works. Petition of Isaac Edgerton, junior, for leave to establish pyrotechnic works, corner of Dover and Tremont streets; Also that he may be employed to exhibit fire works for the City on the fourth of July next. Referred to the Committee on Licenses.

Pierson & Holland. Petition of Pierson & Holland for leave to stand with Omnibuses to run to Mount Pleasant in Roxbury, in the square in front of the store of Charles Boardman. Referred to the Committee on Licenses.

Gurney-Prince street. Petition of Nathan Gurney, and others, to have Prince street widened, between Salem and Hanover streets. Referred to the Committee on Streets.

Trull. Petition of Ezra Trull, to be released from the assessment upon him for a common sewer in Portland street. Referred to the Committee on Sewers and Drains.

Lincoln street. Petition of Thomas H. Haynes, & others, to have Lincoln street paved from Essex to Beach streets. Referred to the Committee on Paving.

Lamber Petition of Alex Lambert &c. for leave to place a shade around his store corner of Turnpike and Second streets. Referred to the Committee on Paving.

Mc Laughlin. Petition of Bernard Mc Laughlin, for an abatement of taxes. Referred to the Mayor.

The Port Physician made his quarterly report ending 31st ultimo, stating that he had vaccinated 9 persons and examined 10 preparatory to admission to the public schools. Read and laid down. Port Physician.

Petition of Pulaski Guards, company C. that the City would pay the rent of an Armory for their use. Read in Common Council & to the Committee on Public Buildings. Came up for concurrence. Read and concurred. Pulaski Guards.

Order of the Common Council instructing the Committee on Public Buildings to cause such measures to be taken, as they may deem necessary, for the better ventilation of the Hall of the Common Council. Came up for concurrence. Read and concurred. Common Council Hall.

Order of the Common Council referring the Communication of James Jackson, declining the board of Assessors, and his desiring to be considered a Candidate for re-election, to Messrs Beauregard, S. Harris & Dudley, with such as the board of Aldermen might join, with authority to send for persons and papers. Came up for concurrence. Read and non-concurred. Jackson.

Notice having been given this board that the Common Council had concurred in the choice of James Norwood and George Jackson, as principal & Assessors, and nonconcurred in the choice of James Lincoln and had chosen Henry Sargent; the board proceeded to ballot Assessors

114. In the choice of an Assessor and the vote being taken, it appeared that Abraham W. Blanchard was chosen. So this board nonconcurred with the Common Council in the appointment of Henry Sargent. Sent down for concurrence. The Common Council chose again Henry Sargent.

Lawrence Cabs &c. The Committee on Licences to whom was referred the petition of William Lawrence, and others, praying, that some action may be taken to prevent cabs from standing in the public streets of the City, reported an ordinance, entitled "An ordinance for the regulation of hackney carriages cabs and other carriages, within the City of Boston." Which ordinance was read and referred to the Committee on Ordinances who reported the same without amendment and the said ordinance was passed. Sent down for concurrence. Came up concurred.

Auctioneer licensed. Charles Wade licensed as an Auctioneer, and his bond approved.

National Theatre. Ordered, That from the first of January last, the charge for license for Theatrical exhibitions, at the National Theatre be at the rate of two hundred dollars per annum, until otherwise ordered.

J Sheridan The committee on licences to whom was referred the petition of J. Sheridan for a license to [illegible] exhibition at his gymnasium having had power, reported, that a license has been granted as prayed for. Read and accepted.

The Committee on Sewers and Drains to whom was referred the petition of Wm Welles to be relieved from the payment of an assessment upon him for a common Sewer laid in Portland Street until he shall open a drain into the same or leave some benefit therefrom reported that the prayer of said petition ought to be granted. Read and accepted. Welles. Portland St.

The Committee on Sewers and Drains to whom was referred the petition of Celia Goodnow to be relieved from the payment of an assessment made upon him, for a common Sewer in Turnpike Street, reported, that the petitioner have leave to withdraw his petition. Read and accepted. Goodnow Turnpike St.

The Committee on Sewers and Drains to whom was referred the petition of William Coffin, Solomon Piper, John Kelly and Terence Thiell, to be relieved from the payment of assessments made upon them for a common Sewer in Kingston Street, reported, that the petitioners have leave to withdraw their petition. Read and accepted. Coffin et al. Kingston St.

The Committee on Sewers and Drains to whom was referred the petition of Cyril Colesby on behalf of Isaac P. Cole, to be relieved from the payment of an assessment made upon him for a common Sewer in Causeway and Portland Streets, reported, that said assessment be not collected until entry is made from the estate of the petitioner into the common Sewer. Read and accepted. Coles. Causeway & Portland Sts.

The Committee on Sewers Whiting. Carmelon St.

116 and Drains to whom was referred the petition of Albert Whiting, and others, to have a drain laid in Camden Street, reported, that it is not expedient to lay a common sewer in said Street at present. Read and accepted.

Butler - Bedford and Kingston Sts.

Whereas S. D. P. Baxter of said Boston has given notice to this board of his intention to erect buildings on Bedford and Kingston Streets in the said City; and, in the opinion of the Board, the safety and convenience of the inhabitants require that the said Streets should be widened at the place described in the said notice, it is therefore hereby Ordered, That due notice be given to the said Baxter that this Board intend to widen the Street before mentioned, by taking a part of the land now about to be built upon as aforesaid, and laying out the same as a public Street and that Monday, the eighth day of April next at 4 o'Clock, P. M. is assigned as the time for hearing any objections which may be made thereto.

Washington Street

Resolved, That the safety and convenience of the Inhabitants of this City require that Washington Street should be widened at and near its intersection with West Street in the said City - and for that purpose it is necessary to take, and lay out as a public Street or way, of the said City, a parcel of land belonging to Thomas Carter, Henry Carter, William C. Fay and his wife in her right, all of Boston aforesaid - bounded as follows, viz: Beginning at the intersection of the Westerly side of

Washington Street and the Southerly side of West Street,
thence running Westerly by the line of West Street six feet;
thence turning and running Southerly to the Easterly corner
of the new building belonging to Eliphalet Baker about thirty
two feet and eight inches; thence Easterly by the present line
of Washington Street seven feet and six inches; thence North-
erly by the said Washington Street thirty two feet and eight
inches to the place of beginning; containing about one hun-
dred and forty six feet and one third of a foot. And
whereas due notice has been given of the intention of this
Board to take the said parcel of land for the purpose afore-
said, as appears by the return hereunto annexed. It is there-
fore Ordered, That the parcel of land before described
be and the same is taken and laid out as a public
Street or way of the said City according to a plan
of the said Street made by E. F. Fuller dated May 17.
1841 and deposited in the Office of the said Mayor and
Aldermen.

Ordered, That the Committee on laying out and widening Streets be authorized to refer to arbitrators to be chosen as they may deem expedient, the amount of damages to be paid by the City to the owners of, and others interested in, a parcel of land at the corner of West and Washington Streets, taken to widen Washington Street. Washington Street.

The Committee on Ordinances asks leave to bring in an order to alter and amend the 4th section of the ordinance entitled "An Ordinance regulating the Public Markets" passed March 1st 1841. Ordered, That said order have a second reading. Which order was read a second time and passed to be ordained in the following words, viz. Ordered, That no permission is granted by this board, to any person, to construct

[illegible] and to erect bow windows beneath the sidewalk of any
street in this Ward or the City, or to place, fix or erect
any bow windows upon such sidewalk, it shall always
be upon the condition that the same shall be done under
the direction and to the satisfaction of the said board; and
that the said arches, vaults coal holes and other things shall
be removed and the sidewalks be put in good order, at the ex-
pense of the owners of the estates to which the same shall
be appurtenant whenever the said board shall direct, and
also that no person shall by virtue of such permission ac-
quire any right of possession or any easement whatever
therein. Read and passed.

Fleet Street. The committee to whom was
referred the petition of Samuel Aspinwall and eighty two others
requesting that Fleet Street may be widened, ask leave to re-
port, that this board on the sixth day of June last, on the
petition of Jane Harris and two hundred and eighty two
others, Resolved that the safety and convenience of the Inhabi-
tants required that Fleet Street should be widened and made
forty feet wide and also passed an order to borrow fifty thousand
dollars to defray the expense thereof, but that the said order
was not concurred in by the Common Council and no fur-
ther measures have been taken for widening the said Street.
Your Committee agree in the opinion expressed in the said
Resolve of the Same board, as to the expediency of widening
the said Street and for the reasons stated in the report
which accompanies the said Resolve. They are of opinion
however that considering the expense which will be necessarily
incurred, it will not be expedient to make the said Street

more than thirty five feet wide, the cost of which, as esti- 119.
-mated by the Commissioners appointed last year, will be
thirty four thousand seven hundred and thirty six dollars.
And the Committee also report that if the Board are of the
same opinion as to the necessity of the said widening it is
expedient that the same should be determined before
the appropriations for the ensuing year are finally acted upon
in order that the expense of the same may be provided for.
Then Resolved as their report is accepted. Resolved that
the safety and convenience of the inhabitants require that
First Street should be widened and be made thirty five
feet wide, by taking about six thousand and seven hun-
-dred feet of land on the Northerly side of the said Street,
and laying out the same as part thereof. Read & passed.

Resolved, That the safety and convenience of the Inhabitants of this City require that Hanover Street should be widened, and for that pur- -pose it is necessary to take, and lay out as a public Street or way of the said City, a parcel of land belong- -ing to the proprietors of the Second Church and Society in Boston bounded as follows, viz: Beginning on the Easterly side of the said Hanover Street at a point in the Southerly side line of land belonging to the said propri- -etors which point is thirty four feet distant from the Southerly side of the said Street measured at right angles, thence running North easterly about eighty six feet to a point in the Northerly side line of the land of the said proprie- -tors which point is likewise thirty four feet distant from Hanover Street.

to the westerly side of the said Street measured at right angles thence by the said Northerly side line about three feet to the present line of Hanover Street thence South westerly about eighty five feet by the said present line to the Southerly side line aforesaid thence by the said line about three feet to the place of beginning. And whereas due notice has been given of the intention of this Board to take the said parcel of land for the purpose aforesaid, as appears by the return hereunto annexed. It is therefore Ordered, That the parcel of land herein described be, and the same hereby is, taken and laid out as a public Street or way of the said City according to a plan of the said Street made by J. P. Julien dated April 12. 1830, and deposited in the Office of the said Mayor and Aldermen.

Sanborn. Myrtle Street.

Whereas G. C. Sanborn of said Boston has given notice to this Board of his intention to erect buildings in Myrtle Street, in the said City, and, in the opinion of the Board, the safety and convenience of the inhabitants require that the said Street should be widened at the place described in the said notice, it is therefore hereby Ordered, That due notice be given to the said Sanborn that this Board intend to widen the Street herein mentioned, by taking a part of the land now about to be built upon as aforesaid, and laying out the same as a public Street and that Monday, the eighth day of April inst. at 4 o'Clock, P. M., is assigned as the time for hearing any objections which may be made thereto.

Ordered, That the persons charged in the several assessments for Common Sewers in Turnpike Island and Nineteen Acres by a rule order of this Board passed the twenty Second of January last and the Second charged for a Common Sewer in Glouden Road in an order passed the twelfth day of February last — and who have not at the second time taken from him respectively claim into either of the said sewers, have further time for the payment of the amounts owned by them respectively until such entry shall be made. Turnpike Island, Nineteen Acres & Glouden Road.

The Board to Visitors of the Lunatic Hospital, to whom was referred the report of the Board of Visitors of the last year, in relation to the employment of the inmates of the Hospital and to the erection of Solitary rooms, ask leave to Report: That in the opinion of the board the judicious employment of the inmates of the Lunatic Hospital would be greatly beneficial in the improvement of their health, the restoration of their reason and the promotion of their immediate happiness. It is to be regretted, that more ground has not been allotted to this Institution, since employment in the open air, tends more than any thing else, to a restoration to health, and a sound understanding, and if this could now be accomplished, it would be most desirable. Your committee are prepared to erect work Shops for the accommodation of such of the inmates as are capable of useful occupation from the annual appropriation. In relation to Solitary rooms the sub committee of the last board remark "It will be conceded that in every Lunatic Asylum, particularly where Lunatic Hospital.

22. indiscriminate admission is necessary, such as our own.

cases of patients are admitted who having been un-
accustomed to confinement become noisy and turbulent
during the paroxysms of their malady; and often disturb
an entire wing of the building with their cursing and out-
cries - and that too, at well at night, as in the day time,
when surrounded by their fellow sufferers." No well ordered
Hospital is without solitary rooms, and the comfort of the
insane demands it, and the dictates of humanity to
demand their erection. For this purpose the board have asked
for an appropriation of forty five hundred dollars. It is
proposed to erect a one story brick building in rear of the
main building, and at a proper distance, for the accom-
modation, in separate sides, of the male & female patients.
The board have prepared plans and specifications, which
are herewith submitted, and they would earnestly recom-
mend this addition and the erection of a building
contains in the rear thereof and on all of the whole
tenement. There is very cases of distress which
require public relief and public sympathy, & in the
instance the committee. H. Brimmer. Chairman. Accep-
ted in Common Council. Came up for concurrence. Read
and concurred.

Creek Mud.

Whereas pursuant to an or-
der of this board, passed on the thirteenth day of October
last public notice thereof having first been given a com-
mission has been laid in Creek Mud, the cost of
which was One hundred and seventy three dollars
and fifty cents, one half part whereof being deducted,

to be paid by the said City, there remains eighty six dollars 125.
to be charged to persons benefitted in the same, according
to law: It is therefore Ordered, that the persons named in
the schedule hereunto annexed, being benefitted as aforesaid,
be and they hereby are charged and assessed with the sums
therein set to their respective names, as their proportional part
of the expense of the said Sewer, and the same is ordered
to be certified and notice thereof given to the parties afore-
said, their tenants & lessees.

The Mayor to whom was Atkins.
referred the petition of Thomas G. Atkins for the abatement
of taxes reports: That the said Atkins owns the westerly
one half part of lot number eighty seven on Main street and
one half part of lot number eighty eight on Main street and
the dwelling house thereon, and prays that the taxes assessed
on the former, five cents and interest since 1838 may be re-
moved reason why he should not pay. The passage of
the following order is recommended. A. Zimmer. Mayor.
Ordered, That so much of the taxes assessed on Thomas
G. Atkins for the year 1843 as amounts to twelve dollars
and forty cents be and the same is hereby abated.
Read, accepted and the order passed.

The Mayor to whom Francis
was referred the petition of J. D. Francis for an abatement of
taxes reports: That there is due from the said Francis for
taxes since 1829. twenty seven dollars and six cents on per-
sonal estate and polls. Said Francis is willing to pay his poll
tax, but that he is unable to pay the taxes on personal
estate. The passage of the following order is recommended. A.
Zimmer. Mayor. Ordered. That the Treasurer be and he is

24. hereby authorized to receive of Thomas D. Francis the amount of his four taxes, ten dollars and eighty two cents, and that the balance fifteen dollars and twenty four cents be and the same is hereby abated. Read, accepted and the order passed.

Patten. The Mayor to whom was referred the petition of Jonathan Patten for an abatement of taxes, Reports: That said Patten is an insolvent debtor and asks the City to come in and take a dividend with his other creditors, the amount due is nineteen dollars and fifty; ⅞ cts. and the said Patten offers twenty per cent. Your Committee reports the following order. M. Brimmer. Mayor. Ordered, That the Treasurer be and he is hereby authorized to receive a dividend of the effects of Jonathan Patten and that the balance of his taxes for the years 1842 and 1843 be and they are hereby abated. Read, accepted and the order passed.

United States Hotel. Common Street. The committee on Sewers and Drains to whom was referred the petition of The United States Hotel Company praying to be relieved from an assessment made upon them, for a common Sewer in Kingston Street, report that the petitioners ought to be assessed on only one third of their estate for their proportion of the expense of the Sewer in Kingston Street and that there be deducted from the amount of their present assessment therefore the sum of Fifty one dollars 24/100 and leaving a balance of One hundred and fifty six dollars and twenty four cents. Thomas Welmore, for Committee. Read and accepted.

The Committee on Paving to whom was referred the petition of Geage L. Robinson, for leave to construct arches under the side walk in front of his estate in Salem street, reported that leave be granted as prayed for, subject to the rules established by this board, passed this day. Read and accepted. Robinson Salem street.

The Committee on Paving to whom was referred the petition of Ammi B. Young to leave to construct arches under the side walk in front of his estate on Bowdoin street, reported, that leave be granted, subject to the rules established by this board, passed this day. Read and accepted. Young Bowdoin street.

The Committee on Sewers and Drains to whom was referred the petition of Abel Whiting, and others to have a drain laid in Camden street, reported, that it is not expedient to lay a common Sewer in said street, at present. Read and accepted. Whiting Camden street.

Resolved, That the Safety and convenience of the Inhabitants of this City require that Union Street should be widened and for that purpose it is necessary to take, and lay out as a Public Street or way the said City Land bounding to the heirs of the late Jonathan Harris Esq. or the heirs of the late John Heard Esq. bounded as follows, viz: beginning at the Southern corner of the building of said Harris thence running Northerly by the present line of said Street one hundred and two feet to the land of the said Heirs, thence easterly by the line of the said estate to a point one foot distant from the present line of said Street measured at right angles thence Southerly to the Southern line of the said Union Street.

Estate about one hundred and four feet thence Westerly by the
said Southern line five feet to the place of beginning taking
from the said Harris Estate about three hundred and eighty
two feet and from the said Heard estate about one hundred
and sixty five feet. And Whereas due notice has been given of
the intention of this board to take the said parcel of land for the
purpose aforesaid, as appears by the return hereunto annexed.
It is therefore Ordered, That the parcel of land before describ-
ed be, and the same hereby is, taken and laid out as a public
Street or way of the said City according to a plan of the said
Union Street made by S. F. Fuller dated April 16. 1832. and de-
-posited in the Office of the said Mayor and Aldermen.

Adjourned to Monday next four o'clock P. M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall, on Monday the Eighth day of April. A. D. 1844.

Present

The Mayor, and the whole board of Aldermen.

On the petition of Melvin Ford and others Ordered, That due notice be given that this Board will, on Monday, next at 4 o'Clock, P.M., take into consideration the objections against the Common Sewer in Turnpike Street and assessing the several sums to meet the same upon such particular Drains into such Common Sewer, or who by any more remote means shall receive any benefit thereby: - Any person making objections thereto, will then and there be heard. — Ford & Turnpike St.

Petition of Thomas L. Raymer, to have a drain laid & drain stake from Boylston to Carver Street. Referred to the Committee on Sewers and Drains. — Raymer. Boylston & Carver Street.

Petition of B. Sheridan & others, to have a common Sewer laid in Cross Street. Referred to the Committee on Sewers and Drains. — Sheridan. Cross Street.

Petition of John N. Hinckley, and others; to have Anne Street widened towards Merchants Row. Referred to the Committee on Streets. — Hinckley. Anne St.

Petition of David Kimball, for leave to set out trees in Nashua Street. Referred to the Committee on Paving with full power. — Kimball. Nashua St.

Petition of Henry Williams, &

Williams — others, for leave to plant trees in the side walks, in Charles-
Charles street. street from Beacon to Cambridge streets. Referred to the Committee on Paving with full power.

Raymond — Petition of E. A. Raymond, and
Lexington & — others to have Lexington Road accepted and paved. Referred to the Committee on Paving.

Bonney. — Petition of H. F. Bonney Esq. for leave to erect posts for an awning on the corner of Harrison Avenue and Beach street. Referred to the Committee on Paving.

School — The Committee on Public Instruc-
Committee. tion to whom were referred the Report and Resolves of the School Committee, and of the Committee of the Primary Schools, ask leave to Report: That so rapid is the increase of our population, and so great the desire to improve the advantages to be derived from the Public Schools, that it is difficult, with a due regard to economy, to keep pace with the requisitions for new School Houses. From the report of the School Committee it would seem desirable that two Grammar School Houses should be built this season, but it does not appear to be absolutely necessary, and if such is the fact, a due regard to the increased amount of money necessary to be raised the next financial year, would seem to counsel that the building of two School Houses should be deferred to the year 1845. Your Committee are of opinion that one School House should be built the present summer, and that the Suffolk District at the south part of the city requires it should be located at some point between the Endi-

=coll and Wells Schools, to accommodate the rapidly increasing population of Wards 3, 4 & 5. It appears that there is a surplus of pupils at the southern portion of the city, particularly in the Franklin School House, the difficulty for the present, may be obviated, by the establishment of a branch of the Franklin School. Your Committee would therefore recommend the erection of one School House this year to be situated in Ward 3. That one, and perhaps two Grammar School Houses, will be required to be erected the next year appears very certain. The most southerly portion of the City in the vicinity of Northampton Street is suffering under great inconvenience, owing to the distance the children are obliged to go to reach the Franklin School House; the consequence is that many children do not attend school in the winter and in rainy weather, and others do not attend at all. Your Committee are of opinion that it may be necessary the next year to erect a Grammar School House on the city lands, to accommodate the growing population, and to give increased value to these lands. They would therefore recommend that the Committee on Public Lands be requested to appropriate a lot of land near Blackstone Square for the erection of a Grammar School House for the accommodation of the population between Dedham Street and the city line. It appears from the report of the Committee on Primary Schools that additional houses are required for the accommodation of the surplus children at these Schools. School Houses are asked for in Districts No. 3. 4. 8. & 16. an appropriation of Eleven thousand dollars has been reported to the City Council for the erection of two Primary School Houses, which will

130. accommodate the Primary School. If the City is so fortu-
nate as to obtain a central situation in Ward 3 for a
Grammar School House, the present Ward room may be
removed to the new building to the great convenience of the
Ward, and the present Ward room in the Endicott School
House be converted into two Primary School Rooms. Two
School Rooms will be afforded in the new School House
and one room in the English High School House in Pinck-
-ney Hall. The furnishing eleven Primary School Rooms
and accommodation for eight hundred pupils. To accommo-
-date District No. 16 which is at South Boston, it is antic-
ipated that arrangements may be made, on reasonable
terms, with the proprietors of the Lyceum, about to be erect-
-ed, for the use of two Primary School rooms, to accommo-
-date one hundred and fifty pupils. Under these circumstan-
-ces your Committee would not recommend the erection of
more than two Primary School Houses the present year.
Your Committee report the following orders. For the committee,
M. Brimmer, Chairman. Ordered, That the Committee on Pub-
-lic Buildings be and they are hereby directed to erect a build-
-ing for a Grammar School, at some point as near as
may be equi distant from the Mayhew, Wells and Endicott
School Houses. Ordered, That the Committee on Public
Lands be authorized and requested to set apart a lot
of land in Blackstone Square, belonging to the City, for
the future erection of a Grammar School House. Read,
accepted and the orders passed. Sent down for concurrence.
Came up concurred.

Grant Learned nominated 131.
and appointed a police officer, at the National Theatre. Police Licen.
"

The Committee on Licenses Edge.
to whom was referred the petition of Isaac Edge, praying
for leave to establish pyrotechnic works at the corner of
Fort and Clement Street, ask leave to report. The commit-
tee believe that no licenses have heretofore been granted, by
this board, for the manufacture of any description of mer-
chandize, and they can see no advantage which would
accrue from the adoption of a new course in relation
to the matter. They therefore recommend that the petitioner
have leave to withdraw his petition. Graham for Com.
Committee. Read and accepted.

The Mayor to whom was Degrand.
referred the petition of F. F. Degrand to have an abatement
of tax, ask leave to report: That the said Degrand had
transferred to him in trust, in part for his own benefit, twenty
nine shares in the Worcester Rail Road, about noon on the
first day of May and he asks that the tax on said shares
assessed to him, may be abated. The Clerk of the Corporation
return said shares to the City of Boston and to the Town
of Charlestown but it does not appear that said shares were
assessed to the former owner who resides in that town, it also
appears that said shares were purchased for the account
of himself and others, and so held in trust, and as taxes are
assessed in advance of the financial year, there seems no
sufficient reason why the taxes assessed should not be
paid. Your Committee report that the petitioner have leave

132. to withdraw his petition. Mr. Brimmer, Mayor. Read and accepted.

Turney Prince Street. The committee on the petition of Nathan Turney, and others, to have Prince Street widened between Hanover and Hanover Street reported that the petitioners have leave to withdraw their petition. Read & accepted.

Carney Kingston Street. The Committee on Paving to whom was referred the petition of Andrew Carney, and others, for leave to plant trees in Kingston Street, report that the side walks in Kingston Street are not of sufficient width to admit planting trees in them without accommodating the public and ought not to be granted. Cyrus Crane, for the Committee. Read and accepted.

Dunbar The Committee on Paving to whom was referred the petition of Peter Dunbar & Co. for leave to erect a shade at the corner of Turnpike and Second streets, have considered the subject and report that the 12th. section of an ordinance passed by the City Council August 22. 1833. secures to the petitioners the right to erect awnings or shades in front of their houses or stores if erected in accordance with the aforesaid ordinance, and if the petitioners desire to erect a shade other than such as is described in the ordinance, the Committee are of the opinion that the board of Aldermen have not the power to grant such liberty inasmuch as the ordinance was passed by a concurrent vote of both branches of the City Council, neither branch has the power to annul or repeal it without the consent of the other. Therefore the Committee ask to be discharged from

the further consideration of the subject. Harris Crane, for the Committee. Read and accepted. 133.

The Committee on Licenses, to whom were referred the petition of Pierson and Pollard, for leave to stand with Omnibuses in the Square in Court Street, near Charles Boardman's Store, reported, that the petitioners have leave to withdraw their petition. Read and accepted. Pierson & Pollard.

The Committee on Paving to whom were referred the petition of Joel Wheeler for leave to remove a wooden building through Oak and Washington Street to South Cove, reported, That the petitioner have leave to withdraw his petition. Read and accepted. Wheeler.

The Committee on Laying out and Widening Streets ask leave to report; that in widening Union Street as ordered by this Board, on the first instant, it becomes necessary to take from the estate of Richard D. Harris Esq.r and others, a piece of land containing about three hundred and eighty two feet thereby doing considerable injury to their estate beyond the value of the land thus taken; And they now offer to receive in full satisfaction for their damages for conveyance by the City of a piece of land formerly belonging to John Heard Esq.r a part of which is now held in common by his representatives and the Messrs. Harris the City assessing the damages which will be occasioned by the alterations which become necessary in the new building now in process of erection. The Heards estate is now held by the two executors one of whom is absent from the County - in Canton - The Union Street.

Mr. Gardner Esquire has made an agreement to convey the estate to Mr. John Kaynor for forty one Hundred dollars and has executed the deed, on her part, and put it in escrow on Condition on completion Mr Kaynor has also agreed to assign his interest to the City for the same sum, and the City may so thus get the estate for forty one Hundred dollars. The Committee are of opinion that it will be expedient for the City to accede to these terms as long the cost of opening new or widening the Street; and in order thereto to effect the requisite transfer of the estate they now ask leave to offer an order for the action of the City Council. For the Committee. Thomas Delmore. Ordered That the Committee of the Board of Aldermen on laying out and widening Streets, be and they hereby are authorized and empowered, for and in behalf of the City to purchase, and to contract for the purchase of a piece of land formerly belonging to the late John Heard Esquire deceased, which is in Union Street in the said City, and bounded - Southerly by land of Richard D. Harris Esquire and others, Westerly by the said Union Street, and Northerly by land of Mrs Elizabeth Blake and others and all the right title and interest in and to any adjoining estate which the heirs, executors, or representatives of the said Heard hold in common with the said Richard D. Harris and others, provided however that the cost thereof shall not exceed the sum of forty one Hundred dollars. And the said Committee further authorized and empowered, whenever they shall have received any conveyance to the City of the said estate, or any agreement and de-

curity which they shall judge sufficient for such convey- 135.
ance, then to contract for the sale and to sell in behalf
of the City; the said estate or any part thereof to the said
Harris and others in consideration of and in full satisfac
tion for a parcel of land taken from the said Harris
and others to widen the said Union Street. And the Mayor
is hereby authorized and empowered, upon such sale, or
contract for a sale being made, to execute and deliver
in behalf of the City a good and sufficient deed of the
premises. Read, accepted, and the order passed. Sent down
for concurrence. Came up concurred.

Joseph H. Welch licensed as a dealer in second hand articles No. 111 Cambridge Street. — Second hand articles.

Adjourned to Monday next, four o'Clock. P.M.

At a meeting of the board
of Aldermen of the City of Boston held at City Hall on
Monday the Sixteenth day of April A.D. 1841
Present,
The Mayor, and the whole board of Aldermen.

Petition of Oliver Downing for Leave.

to have a hole made in Hudson from a well to a house in Cambridge Road. Referred to the Committee on Paving, with full power.

Petition of Frank M. Jones and others to have Gay Street paved. Referred to the Committee on Paving.

Gay Street.

Petition of R. B. Callender, and others to have Kingston Street paved with wood. Referred to the Committee on Paving.

Callender

Kingston Street.

Communication of the Grand Jury, presenting as nuisances the projection of cellar doors and cellar steps. Referred to Aldermen Gilman, Preston and Rogers.

Grand Jury

Remonstrance of George H. Gimmond against the petition of John F. Hinkley and others to have Winter Street widened south of Bromfield Street. Referred to the Committee on Streets.

Gimmond

Winter Street.

Petition of E. Harrington, and others to have Exeter Street widened. Referred to the Committee on Streets.

Harrington

Exeter Street.

Petition of Benjamin H. Nichols, and others to have Albany Street accepted. Referred to the Committee on Streets.

Nichols

Albany Street.

Petition of Nathaniel Parker, to be relieved from the payment of an assessment made upon him for a common sewer in Kingston Street. Referred to the Committee on Sewers and Drains.

Parker

Kingston Street.

Petition of Volney Wilder, and others, to have a passage way widened, east of Washing-

Wilder.

-ton Street between Malden and Fordham Roads. Report to the Com-
Committee on Public Lands Sent down for concurrence. Came
up concurred.

Order of the Common Council Assistant
appointing Messrs. Loring, Barnard, Kendall, Bowdon, Brown, Assessors.
Underhill, Fisher, Baldwin, Thayer, E. H. Brown, Dutton, Carr &
Drake with them on the part of Aldermen might join a
committee to nominate Candidates for the office of assis-
tant assessors, and to whom was referred the list of candi-
dates reported by the committee on the part of the Common
Council. Came up for concurrence. Read and concurred
and Aldermen Lowe, Crane and Robinson were joined.

Voted in the opinion of this Fleet
Board, the safety and convenience of the inhabitants require Street.
that Fleet Street in said City be widened and be made
thirty five feet wide and for that purpose it is necessary to
take several parcels of land, belonging to different persons on
the North side of the said Street, it is therefore Ordered,
that due notice be given to the several owners of estates
on the North side of Fleet Street between Commercial and
Hanover Streets, and also to the tenants and lessees and others
interested therein, that this board intend to widen the said Street
and for that purpose to take and lay out as part thereof,
so much of each of their respective estates as shall be suf-
ficient to make the said Street thirty five feet wide, and that
Thursday the twenty fifth day of April instant at four
o'clock P.M. is assigned as the time for considering the ex-
pediency of widening the said Street and, for that purpose,

135. of taking the said land and removing any building or building[s] of what nature soever therefrom.

June Street. Resolved, That the safety and convenience of the Inhabitants of this City require that June Street should be widened near North square and for that purpose it is necessary to take, and lay out as a public Street or way of the said City, a parcel of land belonging to Isaac H. Williamson bounded as follows, viz: Beginning at the intersection of the easterly side of June Street and a private way thence running by the said Southern way, South sixteen east rod; thence Northeasterly fifty feet and eleven inches to the City Slip and in a direction to the Northern corner thereof; thence Northwesterly by the said slip seven feet and three inches to the present line of June Street; thence Southwesterly by the said present line about fifty feet and eleven inches to the place of beginning containing about four hundred and eight and one half feet. And whereas due notice has been given of the intention of this Board to take the said parcel of land for the purpose aforesaid, as appears by the return hereunto annexed. It is therefore Ordered, That the parcel of land herein described be and the same hereby is taken and laid out as a public Street or way of the said City according to a plan of the said Street made by S. F. Fuller dated December 1826 and deposited in the Office of the said Mayor and Aldermen.

Assessors The board proceeded by ballot to the choice of one principal assessor, and the votes

being taken, it appeared that Henry Sargent was chosen in concurrence with the Common Council.

Whereas the Massachusetts General Hospital have given notice to this Board of their intention to erect building on Washington Street, in the said City; and in the opinion of the Board the safety and convenience of the inhabitants require that the said street should be widened at the place described in the said notice, it is therefore hereby Ordered, That due notice be given to the said Hospital that this board intend to widen the street before mentioned, by taking a part of the land now about to be built upon as aforesaid, and laying out the same as a public street - and that Monday the twenty second day of April inst at 4 o'Clock, P.M., at assigned as the time for hearing any objections which may be made thereto. Massachusetts Gen. Hospital Washington St.

Whereas Ozias Goodwin of said Boston has given notice to this Board of his intention to erect buildings on Washington Street, in the said City; and in the opinion of the Board, the safety and convenience of the inhabitants require that the said Street should be widened at the place described in the said notice, it is therefore hereby Ordered, That due notice be given to the said Goodwin that this Board intend to widen the street before mentioned, by taking a part of the land now about to be built upon as aforesaid, and laying out the same as a public street - and that Monday, the twenty second day of April inst. at 4 o'Clock, P.M. is assigned as the time for hearing any objection which may be made thereto. Goodwin Boston

1841.

Fire Department.

Petition of the Officers and members of the Fire Department, that their compensation may be increased, and of Benard Clay and others, in favor of such increase. Read and referred to the Committee on the Fire Department with such as the Common Council may join, to consider and report. Sent down for concurrence. Came up & concurred in the Common Council read & passed. Messrs Harris, Gray, Ayer, Sutton and Boynton.

Grad House.

Order of the Common Council instructing the Committee on Public Buildings to contract for land and to prepare plans and estimates and to procure proposals for the erection of a grammar School house; the expense thereof to be laid out of the appropriation of the next financial year. Came up for concurrence. Read and concurred.

Harris City Treasurer.

A communication was received from Richard D. Harris, Esq. City and County Treasurer and Collector, declining to be considered a candidate for re-election. Read and sent down.

Lord.

On the petition of Melvin Lord, and others, to have the common Sewer in Turnpike Street repaired, and the expense thereof assessed according to law, notice having been given agreeably to the order passed the 8th [illegible] Read and notice appearing to Board, Houston ordered, that the Committee on Sewers and Drains be authorized to cause said Sewer to be laid accordingly.

Appropriations.

The Committee to whom was referred the Auditors estimate of the amount of money

necessary to be raised to defray the expenses of the City of Boston and County of Suffolk for the financial year commencing on the first day of May eighteen hundred and forty four and ending on the last day of April eighteen hundred and forty five, having given the several items all the attention which the importance of the subject demands, ask leave to Report: That your Committee entered upon the duty confided to them with anxious desire and the full assurance of being able to reduce the amount to be raised the coming financial year considerably below that required for the present, but their reasonable expectations have been defeated by the necessity under which the Committee found itself of imposing a Poll Tax. The deficiency is that tax to be drawn in the City amounts to ninety twenty five thousand Five Hundred dollars. This amount added to the ordinary appropriations of the year increases the aggregate to a sum, which will in all probability require the same rates of taxation as the present year, notwithstanding the known increase of taxable property. But it is anticipated that the present ratio will not be exceeded. There are no extraordinary items of expenditure required for the next financial year, with one exception to a small amount. The increased amount of the usual expenditures, forms indispensure from the natural growth of our City and the increase of its population, the only item which has been considerably increased is the appropriation for widening and extending Pearl St. for the last and the coming year, but it should be recollected that the amount thus expended is almost immediately refund into the Treasury by the increased value of the buildings

erected. The items requiring increased expenditures are

Salaries of Teachers owing to the increase of Schools, by	$ 3,500
Fuel & Repairs of Schools	2,000
Primary Schools	2,000
For the erection of Primary Schools	2,000
[illegible]	200
For the Public Lands	2,000
Widening & extending Streets	23,000
Bridges (for planking the North Free Bridge)	4,000
City Water	1,000
Reservoirs	1,000
Trees	1,000
Common Sewers	1,000
External Health	200
Solitary Rooms at the Lunatic Asylum	4,300
Incidental Expenses	3,000
House of Industry	2,000
Reserved Fund	575
Market House, heretofore charged to Incidental Expenses	1,300
Primary School House	2,000
Fire Department	1,000
Lamps	1,000
amounting to	$ 63,975

The items reduced below the appropriation the present year, are Building for Examine School 21,000
Paving & Repairs of Streets 3,000
Common Sewers, Gully &c 1,500
Unliquidated claims for widening Streets 2,000
House of Correction 2,000

County of Suffolk		6.000 1113
Interest on the Funded Debt		11.111
Old Claims		2.000
		$49.500
Increase of appropriation	$63.475	
Decrease of appropriation	49.500	
	14475	
To which add the State Tax	25.500	
	$39.975	

To the usual appropriation is added thirty thousand dollars for the widening Fleet Street which amount it is proposed shall be met by a loan, payable in some year in which no portion of the City debt becomes payable, and which might now be negociated at a low rate of interest. On examination of the estimate of Ways and Means it will be seen that there is a corresponding increase of receipts. The amounts which it is estimated will be received the coming financial year, including the loan for the widening of Fleet Street amounts to $167.500. The total amount of expenditures for the City of Dublin and County of Sheriffs for the financial year 1844-45. is $167.500

Amount of Ways and Means as per estimate $167.500

The amount to be raised by Taxation 70.000

Deducting abatements, losses, and the

amount unpaid at the close of the year 30.000

leaving a balance of 650.000 $167.500

to meet the expenditures of the year. Your Committee recommend the passage of the following order. For the committee M. Brimmer, Chairman. An order relative to specific appro=

that there be and hereby is appropriated out of the Treasury of the City and County of Charlestown the following sums of money for the following purposes, viz: For the support of the Public Schools, including the salaries of teachers, rent of School Rooms, and fuel, Eighty Thousand dollars. For the purchase of land and the erection of two new Primary School Houses Eleven thousand dollars. For repairs of the Public Buildings to be expended under the direction of the Committee on Public Buildings, Twenty five hundred dollars. For care and improvement of the Public Grounds including the filling up of the lands west of Pleasant Street, Five thousand dollars. For the care and improvement of the Burial Grounds and Public Tombs, and the usual contingent expenses of that Department, Six thousand dollars. For paving and repairing Streets, Fifty five thousand dollars. For widening and Extending Streets, Thirty five thousand

dollars. For the payment of Unliquidated claims for wid-
=ening and extending Streets in former years, Twenty thousand
dollars. For repairs of Bridges belonging to the City, Five
thousand dollars. For the payment of the Salaries of the City
Officers and the Judges and Clerks of the Police Court,
Thirty seven thousand dollars. For the expenses of the City
Watch, Forty eight thousand dollars. For the expenses of the
Lamp Department, Twenty four thousand dollars. For new fix-
=tures to extend the use of Gas in lighting the City One thou-
=sand dollars. For the Fire Department, exclusive of Engine
Houses and Reservoirs, Thirty nine thousand dollars. For
the erection, rent and repairs of Engines, Hook and Ladder
Houses, One thousand dollars. For building and repairs of
Reservoirs, Two thousand dollars. For the care and repair of
the Public Clocks, and for ringing the Bells to denote the
hours of the day, One thousand dollars. For the Police
Department Eight thousand dollars. For the care and im-
=provement of the Common, Fort Hill, Copps Hill and land
in front of the City Hall, Twenty five hundred dollars. For
building Common Sewers and for the repair of the Wells and
Pumps belonging to the City, Nine thousand dollars. For
the payment of three Annuities, viz. One for the premises
at Carves and Lewis Island and the other to individuals
having life estates in lands taken for City improvements, Six
hundred and twenty five dollars. For Printing and Stationary,
Three thousand dollars. For Advertising and Incidentals
Nine hundred dollars. For the Internal Health Department,
including the Inspection of the Wells, removing Horse Offal
and other nuisances, Thirty thousand dollars. For the Internal

146. Health Department, including the repairs of Buildings on Rainsford Island & the Quarantine Boat and other expenses of the Quarantine Establishment Seven Hundred dollars. To the Trustees of the Poor, All the money accruing to them for the support of State Paupers and others, to be paid into the City Treasury Fifteen Thousand dollars. To the Houses of Industry and Reformation, all the income received from the labor of inmates, the support of State Paupers and the Poor of other Towns to be paid into the City Treasury, Thirty five thousand dollars. To the House of Correction, all the income from the same to be paid into the City Treasury, Twenty thousand dollars. To the Lunatic Hospital, all the income from the same to be paid into the City Treasury, Thirteen thousand dollars. To the Military Hospital, Forty five hundred dollars. For Incidental Expenses and Miscellaneous Claims, not properly chargeable to any other appropriation, Fifteen Thousand dollars. For the County of Suffolk, for County expenses including the expenses of County buildings and repairs of the Courts Fifty thousand dollars. For the payment of the Suffolk County under a law of the Commonwealth Five thousand dollars. For the payment of the Interest on the permanent debt of the City, and on temporary loans authorized by the City Council, Twenty five thousand dollars. For the Reduction of the City Debt, Fifty thousand dollars. For the payment of old claims due but not called for within the previous years, Three thousand dollars. For a Reserved Fund, to be applied as the City Council may direct, Fifteen thousand seven hundred and seventy five dollars. For expenses of the Market House, including fuel, lights,

redemption and other incidental expenses of Funded Debt. Mar 11th
-ket. Fifteen hundred dollars. For the State Tax, being the City's
proportion of said Tax, Twenty five Thousand, five hundred
dollars. For widening Fleet Street, to make the same thirty
five feet wide, Thirty Thousand dollars. And it is further Or-
-dered, that no Specie in any of the respective appropriations
remaining shall be allowed by the Auditor or be paid by the
City Treasurer, unless authorized by an order of the City Coun-
-cil. Provided, however, that any sums of money, which may be
subscribed or contributed by individuals to promote the object
of any of the foregoing appropriations, and which form no part
of the estimated income of the City, shall be strictly applied ac-
-cording to the intention of the contributors, and shall be cred-
-ited to said appropriation accordingly, And it is further Ord-
-ed, That the City Treasurer be, and he is hereby, authorized to
borrow, under the direction of the Committee on Finance, a sum
of money not exceeding thirty thousand dollars, to be applied to
the purpose of widening Fleet Street - provided, however, that no
money shall be borrowed, under authority of this order, until the
Mayor and Aldermen shall have ordered that the said Street
shall be widened. In Common Council, accepted and the order
passed as amended, viz: - At A insert "For fitting up the building
now occupied by the English High School and preparing
the same for a Grammar and Writing School, twenty five
hundred dollars". At B insert "Thirteen thousand two hundred
and seventy five dollars," instead of "fifteen thousand seven
hundred and seventy five dollars." Came up for concurrence.
Read and concurred.

Ordered, That the sum of Jan.

seven hundred and ten thousand dollars be raised by assessment on the Polls and Estates in the inhabitants in this City agreeably to Law, to pay the current expenses of the City of Boston and County of Suffolk, during the financial year which will commence on the first day of May one thousand eight hundred and sixty one, and will cease on the thirtieth day of April, one thousand eight hundred and sixty five. Passed in Common Council. Came up for concurrence. Read and concurred.

Fleet Street Widening

Ordered, That the City Treasurer be and he is hereby authorized to borrow under the direction of the Committee of Finance, a sum of money not exceeding thirty thousand dollars, to be applied to the purpose of widening Fleet Street; provided however, that no money shall be borrowed, under authority of this order, until the Mayor and Aldermen shall have ordered, that said Street shall be widened. Passed in Common Council. Came up for concurrence. Read and concurred.

Gas Company.

Ordered, That the Superintendent of Streets be and he hereby is directed to give notice to the Boston Gas Company to repair the Street pavements in all places where they are out of repair, and have become so, by any act or acts of the aforesaid Company. And if the said Company refuse or neglect to repair such notice in the space of [illegible] days after notice, then the Superintendent of Streets shall cause said repairs to be made and the expense thereof shall be charged to, and collected of the said Boston Gas Company.

The Mayor to whom was
referred the petition of Francis J. Oliver for an abatement of Oliver.
Taxes for the year 1843, asks leave to Report: That said Oli-
ver was taxed for nine lots of land at East Boston which
were supposed to be his proportion of a dividend payable in
land, and so returned to the assessors. But it appears that
he was entitled to only six lots, which lots were not conveyed
to him until November 1843, and of course not taxable to him
in May of that year. Your Committee therefore submits the
following order. H. Brimmer. Mayor. Ordered, That the taxes
assessed to Francis J. Oliver on Lots 16. 17. 106. 107. 108. 109. in
Section 1. and lots 8. & 40. in Sec. 2. and lot 41. in Section 3. for
the year 1843. amounting to seventeen dollars and thirty six
cents, be and the same are hereby abated. Read, accepted and
the order passed.

The Committee on the Fire Chief Engineer.
Department to whom was referred the return of the Chief En- Fire
gineer, ask leave to Report: That the persons therein named Department.
should be honorably discharged at their own request and that
the other persons therein returned should receive certificates of
membership on their signing the rules of their several Compa-
nies. Your Committee report that the application for the dis-
charge of Enoch Pierce of Engine No. 20 should not be
granted, on the ground that the said Pierce was not an
officer at the time that Engine No. 20. was carried to Cam-
bridge contrary to the rules established in such case, and
therefore not more guilty than the other members of the Com-
pany. In the opinion of your Committee the carrying Engine
No. 20. to Cambridge is contrary to the Constitution and ought

respectfully. For the Committee, M. Brimmer, Chairman. Read and accepted.

Kimball. The Committee on Paving, on the petition of David Kimball for liberty to set out trees in Fulham Street, reported, that the petitioner have leave to withdraw his petition. Read and accepted.

Bonney. The Committee on Paving, to whom was referred the petition of M. T. Bonney & Co. for leave to erect two posts for awning, corner of Harrison Avenue and Beach Street, reported, that the petitioners have leave to withdraw their petition. Read and accepted.

Bowker. The Committee on Paving, to whom was referred the petition of Theodore P. Bowker asking indemnity for damage done his estate by raising the street above the level given by S. P. Fuller, have attended to the duty assigned them, and have examined the premises in Committee, and are of the unanimous opinion that if the Street has been raised above the level given by S. P. Fuller as alleged by the petitioner, it has done no damage to the estate of the petitioner, but has rather benefitted the same, therefore the committee report that the petitioner have leave to withdraw his petition. Zarra Crane for the Committee. Read and accepted.

Adjourned to Monday next, four o'Clock. P. M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall on Monday the Twenty second day of April, A.D. 1844.

Present

The Mayor, and the whole board of Aldermen.

Petition of George Abbot, and others members of the Boston Fire Department praying, that the order regulating the Fire Department may be so altered as that they shall have liberty to choose their own officers. &c. Referred to the joint committee who have under consideration the petition of the Fire Department for an increase of their compensation. Sent down for concurrence. Came up concurred. Abbot. Fire Department.

An ordinance relating to obstructions in the Streets. Passed the Common Council as amended. Referred to the committee on ordinances. Streets.

Petition of Waldo Higginson, that he may be employed to take and complete a new plan of the City. Referred to the Committee on Streets. Higginson. Plan of City.

Petition of Thomas B. Bates & others to have Eliot Street, between Harrison Avenue and Tea Street Street, accepted. Referred to the Committee on Streets. Bates & others.

Petition of James Barnes to be relieved from the payment of an assessment for a drain in Eliot Street and Washington Street. Referred to the Committee on Sewers and Drains. Barnes.

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Wright
Prince Street.

Petition of Wright I. Keyes, for leave to lay a drain in Prince Street. Referred to the Committee on Sewers and Drains.

Osborn
Spring St. Court

Petition of N. C. Osborn to have a cesspool erected in Spring Street Court. Referred to the Committee on Sewers and Drains.

Parker
Vreeland

Petition of M. S. Parker, and others, to have a common sewer laid in Vreeland Street. Referred to the Committee on Sewers and Drains with full power.

Carter
Washington
West Sts.

Petition of Thomas Carter, and others, for leave to construct entrances to coal holes under the side walks corner of West and Washington Streets. Referred to the Committee on Paving with full power.

Female
Asylum.

Petition of the Female Asylum for leave to take water from a well near their premises on Washington Street. Referred to the Committee on Paving.

Smith
Varick Street

Petition of J. V. C. Smith, and others for leave to plant trees in Varick Street. Referred to the Committee on Paving.

Hobdell
Lincoln & Leach
Streets

Petition of Thomas J. Hobdell, and others to have Lincoln and Leach Streets paved. Referred to the Committee on Paving.

Brooks
Spring Street.

Petition of L. B. Brooks, and others to have Spring Street paved. Referred to the Committee on Paving.

Petition of Jacob Dacon, 15 2.
and others, to have Pine Street paved. Referred to the Com- Dacon
mittee on Paving. Pine Street.

Petition of Luther L. Cushing
for an abatement of taxes. Referred to the Mayor. Cushing.

Petition of Eliphalet Williams, Williams.
and others, to have a reservoir constructed in the vicinity of
Beach, Oxford, Tyler, Hudson, Edinburgh, and Albany streets. Re-
ferred to the Committee on the Fire Department.

Petition of Mary Webb, praying Webb.
remuneration for the loss of water from a well in Salem street.
Referred to Aldermen Preston and Robinson.

Petition of J. Harrington for a Harrington.
license to exhibit feats of Legerdemain and Ventriloquism,
at Tinant Hall. Referred to the Committee on Licenses.

A message was received from Treasurer.
the Common Council, proposing a convention of the two branch-
es of the City Council on the second Thursday in June next
at half past ten o'clock in the evening for the purpose of
choosing a City and County Treasurer. Read and thereup-
on ordered, that a message be sent to inform the Common
Council, that this board concurs in their proposition to form
a Convention at the time and for the purpose above expressed.

Called from the Committee on Fire Dep.

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South Street.

Paving be and they hereby are directed to cause Lincoln Street to be paved from Essex Street to South Street place, and the expense thereof to be charged to the appropriation for paving and repairs of Streets.

Turnpike Street.

Ordered, That the Committee on Paving be, and they hereby are directed to cause Turnpike Street to be paved from the North Free Bridge to Broadway, and the expense thereof be charged to the appropriation for paving and repairs of Streets.

Washington Street.

Resolved, That the safety and convenience of the Inhabitants of this City require that Washington Street should be widened near Boylston Street, and for that purpose it is necessary to take, and lay out as a public Street or way of the said City, a parcel of land belonging to David G. Moseley, Sarah Bumstead, the heirs of Bryant, Caroline Pierce, Susan F. Haven, Felicia Baker and the heirs of Thayer or to other persons unknown bounded as follows, viz: Beginning on the Northerly side of Boylston Street at a point fifty feet distant from the easterly side of the said Washington Street measured at right angles; thence running Northerly about seventy feet to a point in the Southerly line of the estate of Miss Felicia Baker which point is fifty feet distant from the said easterly side of Washington Street measured at said angle; thence Northerly in a direction to the intersection of the Westerly side of Washington Street and the Northerly side of Avon Street about one hundred and fifty one feet to the Northerly line of the estate formerly of David G. Moseley, thence easterly by the said Northerly line five feet and eleven inches to the present line of Washington Street, thence by

said present line about two hundred and twenty five feet to Fullton Street, thence by Fullton Street to said place of beginning, and whereas due notice has been given of the intention of this Board to take the said parcel of land for the purpose aforesaid, as appears by the return on file. It is therefore Ordered, That the parcel of land there described be, and the same hereby is taken and laid out as a public Street or way of the said City, according to a plan of the said Street made by S.F. Fuller dated May 17. 1841, and deposited in the Office of the said Mayor and Aldermen, and that all buildings, of what nature soever, be removed therefrom, on or before the first day of July next.

Rayner. Union Street.

Ordered, That there be paid to John Rayner six hundred and twenty five dollars, on account and in full for purchase of the Land taken in Union Street, and that the same be charged to the appropriation for laying out and widening Streets.

Polling Lists.

Ordered, That the Mayor be authorized and directed to cause correct lists of the qualified voters to be made out and for that purpose to have the aid of the Assessors, Assistant Assessors, and all other officers of the City, and to employ such clerks as he may deem expedient.

Ward Visitors.

The Ward Visitors Committee to whom was referred a report from a Committee of the Common Council appointed to nominate candidates for the office of Ward Visitors within Wrentham to consider the expediency of appointing the Ward Visitors for that District having considered the subject committed to them report that

Voted that it is inexpedient at this time to make any appropriation to the office of Assistant Assessors and they nominate the following persons as candidates for the office of Assistant Assessors, for the year ensuing: Abraham T. Lowe, for the Committee.

For Ward No. 1. John Smith and Daniel Bartlett, jr.
" 2. Freeborn F. Raymond " John B. Tremere.
" 3. Ezekiel Bates " Samuel Epson.
" 4. Benjamin Hamson " William Denton.
" 5. Zachariah Allison " Henry Plympton.
" 6. [illegible] " [illegible]
" 7. Ezra C. Hutchins " William W. Crease.
" 8. Augustus Brown " Drury Fairbanks.
" 9. Levi Bliss. " Bela Hunting.
" 10. Perez Gill " Freeman Fisher
" 11. Warren White " Thomas Hunting.
" 12. Lorin Melvin " Jacob Merrick.

Read and thereupon voted that Thursday next 3 o'clock P.M. be assigned for the choice on the part of this board.

Wood pavement.

Resolved, That it is inexpedient for this board to lay or cause to be laid, any wood pavement in any of the Streets this season, or suffer any to be laid where any part of the expense is to be paid out of the City Treasury, except such as may be necessary to repair the pavement already laid.

Winkley & Anne Street.

The Committee on Streets to whom were referred the petition of John F. Winkley and others, to have Anne Street widened, and the remonstrance of

George W. Simmons against the same, reported, That the safe- 157.
-ty and convenience of the Inhabitants does not require that
Penn Street should be widened as requested, at the present
time, and that the petitioners have leave to withdraw. Read &
accepted.

Order of notice passed on the notice of intention to | Brown.
build of Jonah Brown on Hanover and Richmond Wards. as on file. | Hanover & Richmond Sts.

Adjourned to Thursday next, four o'Clock. p.m.

At a meeting of the board of
Aldermen of the City of Boston held at City Hall on Thurs-
day the twenty fifth day of April, A. D. 1844.

Present,

The Mayor and the whole board of Aldermen.

Agreeably to assignment the | Assistant
board proceeded by ballot to the choice of twenty four assist- | Assessors.
-ant assessors, and the votes being taken, it appeared that
the persons were chosen, who were reported and nominated
at the last meeting of this board as candidates, by the
joint committee appointed for that purpose. Sent down for
concurrence. Came up concurred.

The Mayor to whom was | Cordman
referred the petition of Henry Cordman Jr. and others on
abatement of taxes, begs leave to report: that in the case 31.
taxed to the amount of Sixty three dollars and forty nine

of said was elected a Selectman and recount of the Godman estate in Hanover Street known as "Earl Tavern House," which taxes the said Earl failed to pay, he having no home interest, said taxes were then transferred to Mr. Elizabeth Godman the having had a life estate in said estate at the time of said transfer, Mr. Godman had deceased. In the opinion of your committee said transfer was illegally and improperly made, and that there is no lien upon said Godman or the estate for the payment of said taxes. There are other taxes due on said estate which the agent has expressed himself ready to pay. Your Committee report the following order. H. Brimmer, Mayor. Ordered, that the taxes assessed on the estate in Hanover Street, known as "Earl Tavern House," for the year 1831 amounting to Sixty three dollars and forty nine cents be, and the same are hereby remitted, provided that the other taxes due on said estate are paid in full. Read, accepted and the order passed.

Ordered

Ed

Resolved, That the safety and convenience of the Inhabitants require that Federal Street should be widened hereafter and for that purpose that no building be permitted to be erected northerly of a line drawn from the Northerly corner of land of Alpheus Bigelow on the Southern side of the said Street and running at right angles about forty feet to a point which is thirty three feet distant, measured at right angles from an angle in the Northern side of said Street; thence running Southwesterly to the corner of Federal and Kingston Street.

agreeably to assignment

the board proceeded to the consideration of the subject of widening Fleet Street, the owners and tenants of the several estates proposed to be taken, and other persons were heard for and against said proposed widening. After a full hearing the subject was laid upon the table. Fleet Street.

The Committee on ordinances to whom was referred an ordinance relating to obstructions in the Streets, reported the same as taken into a new draft. After discussion the same was laid upon the table. Streets.

Adjourned to Monday next, four o'Clock P.M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall, on Monday the Twenty ninth day of April A.D. 1844.

Present

The Mayor, and the whole board of Aldermen.

Petition of the Constables of the Watch for additional compensation for their services. Referred to Aldermen Crane, Longley and Robinson Watch—Constables.

Petition of Joseph A. Townsend. Townsend.

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=cuted to be indemnified the damages he sustained in consequence of the carriage upsetting in Seamond Street. Referred to the Committee on Paving.

Brown. Petition of J. B. Brown, for leave to stand boat in Pitkins Street. Referred to the Committee on Paving, with full power.

Webber. South Street. Petition of N. D. Webber for leave to construct area under the side walk, South Street. Referred to the Committee on Paving.

Israelitish Society Cemetery. Petition of the Congregation Ohel Shalom Israelitish Society of Peace, for leave to purchase of the City, a part of the burial ground at East Boston, for a Cemetery. Referred to the Committee on Burial Grounds.

Sumner London Street. Petition of Lyman Sumner, Jr. and others, to have London Street laid out, extended and accepted by the City. Referred to the Committee on Streets.

Rockwell. Petition of Henry Rockwell, and others, for a license for a Grocers corner of Friend and Traverse Streets. Referred to the Committee on Licenses, with full power.

Treasurers accounts. Ordered, That Aldermen Gilmore and Robinson, with such as the Common Council may join, be a committee to examine, audit and settle the accounts of the City and County Treasurer, according to the provision of the City ordinance. Sent down for concurrence. Came up concurred, and the Common Council joined on its part, Messrs. Loring, Whiting and Bradlee.

Petition of Charles H. Smith 161.

for leave to construct a dam in Camden Mud. referred to Smith
the joint committee on Public Lands. Sent down for concurrence. Camden Mud.
Came up concurred.

Petition of James Adams, for Adams.
leave to redeem a certain lot of land, which descended to him
from his father, who purchased the same from the City, and
which was taken possession of by the City, in consequence of the
non payment of the whole purchase money. Referred to the joint
committee on Public Lands. Sent down for concurrence. Came
up concurred.

The board proceeded by ballot Public Lands
-lot to the choice of Superintendent of Public Lands and & Buildings.
Buildings, and the votes being taken it appeared that Free=
-man L. Cushman was chosen in concurrence with the
Common Council.

An ordinance relating to ob= Streets.
=structions in the Streets, read and passed as taken into a new
draft. Sent down for concurrence. Came up concurred with
amendments. Read and nonconcurred. The Common Council after=
=wards receded and concurred with this board.

The Joint Special Committee Mitchell.
to whom was referred the petition of Wm. Mitchell praying
to have some compensation made to him for raising a vessel
which was sunk in the Narrows, have considered the sub=
=ject, and ask leave to Report: That the channel, in which
said vessel was sunk, is the highway of the country over which
the City has no control, and in which it has no exclusive pri=

[illegible] and that the claim for compensation, for the removal of an obstruction from the said channel must be against the government of the United States. They therefore recommend that the petitioners have leave to withdraw his petition. Abraham T. Lowe. for the Committee. Read and accepted. Sent down for concurrence. Came up concurred.

Wilder

The Committee on Public Lands to whom was referred the petition of Tolney Wilder, and others, praying that the passage way leading from Malden to Dedham Street may be widened have considered the prayer of said petitioner and ask leave to Report: That in their opinion, the public necessity and convenience do not require that said passage should be widened they therefore recommend that the petitioners have leave to withdraw their petition. Abraham T. Lowe, for Committee. Read and accepted. Sent down for concurrence. Came up concurred.

Bailey & Jenkins

Whereas Bailey and Jenkins of the said City have given notice to this board of their intention to erect buildings in Linden Court Street, in the said City; and, in the opinion of the Board, the safety and convenience of the inhabitants require that the said Street should be widened at the place described in the said notice, it is therefore Ordered. That due notice be given to the said Bailey and Jenkins that this board intend to widen the Street before mentioned, by taking a part of the land now about to be built upon as aforesaid, and laying out the same as a public Street, and that Monday, the Sixth day of May next at 4 o'Clock, P.M. be assigned as the time for hearing any objections which may be made thereto.

The Mayor to whom was referred the petition of Luther S Cushing for an abatement of taxes with leave to withdraw: That Geo. S. Hillard Esq. was assessed Five dollars and twenty cents on personal property held in trust for the wife of Luther S. Cushing, which tax was illegally assessed. The Revised Statute Chap. 7. Sec. 10. provides that all personal property held by any trustee, the income of which is to be paid to any married woman or other person shall be assessed to husband of such married woman if she reside in this State. The tax thus illegally assessed was afterward illegally transferred from the trustee to the husband, and this after he had paid his tax bill. The ordinance of May 16. 1836. having provided &c. &c. "That the assessors may in their discretion transfer the amount of taxes assessed on real Estate not owned by the time of assessment to the persons charged with such taxes to the persons by whom the said real estate were owned at that time." This provision then authorizes the assessors to transfer real, but not personal estate. Such transfer therefore was illegally made. The committee reports the following order. N. Brimmer, Mayor. Ordered That the taxes assessed to Luther S Cushing for the year 1843 amounting to Five dollars and twenty cents, being a transfer from Geo. S. Hillard Esq. Trustee, be and same is hereby abated. Read accepted and the order passed. Cushing.

The Committee on Paving to whom was referred the petition of The Female Asylum, for leave to take under by suction from a well near their premises on Washington Street, reported, that the petitioners have leave to withdraw their petition. Read and accepted. Female Asylum.

164.

Pickett. The committee to whom was referred the petition of William Pickett and others, to have a tree preserved in front of the new School house in Bedford Street, reported that the petitioners have leave to withdraw their petition. Read and accepted.

Willis. The committee to whom was referred the petition of Clement Willis and others, to have a tree removed from the side walk in High Street, reported an order directing the Superintendent of Streets to remove the same. Read and accepted.

Williams Chauncy Street. The committee on the petition of Henry Williams, and others for leave to plant trees in Chauncy Street, from Beacon Street to Cambridge bridge, having met, reported, that they have granted the same as prayed for. Read and accepted.

Smith Winter Street. The committee on the petition of J. C. Smith and others, for leave to plant trees in Winter Street, reported, that leave be granted. Read & accepted.

Harrington The Committee on Licenses to whom was referred the petition of J. Harrington, for a license to exhibit legerdemain, and ventriloquism at Concert Hall, reported, that a license be granted. Read and accepted.

Carter. The committee to whom was referred the petition of Thomas Carter, and others, for leave to construct entrances to Coal holes under side walk, South corner of West and Washington Streets, reported, that the same be granted, subject to an order passed this board on the 1st inst. Read & accepted.

Resolve passed to widen Fleet Street as on file. Afterwards reconsidered and laid upon the table. 165. Fleet Street.

Resolve passed for the purpose of widening Fleet Street as on file. Afterwards the same was reconsidered and laid upon the table. Fleet Street.

Solomon B. Morse, was nominated and authorized a police officer in his ward and Stephen C. Weld, Fort Hill. Police officers.

The committee to whom was referred the petition of E. Harrington and others, to have Lister Street widened. Report that the safety and convenience of the inhabitants do not require that Lister Street should be widened at the expense of the City, and that the petitioners have leave to withdraw. Thomas Delmore for committee. Read and accepted. Harrington & Lister Street.

Adjourned to Monday next, four o'Clock p.m.

At a meeting of the Board of Aldermen of the City of Boston, held at City Hall, on Monday the Sixth day of May A. D. 1844.

Present

The Mayor, and the whole board of Aldermen, except Alderman Crane.

166.

Mass. Mech. Association.

Petition of the Massachusetts Charitable Mechanic Association, for the use of Faneuil Hall in the month of September next for their exhibition of Manufactures and Mechanic arts, and that they may have leave to construct a bridge across the street to connect said Hall, and the Hall over Faneuil Hall Market. Referred to the Committee on Public Buildings on the part of this Board.

Hunt & Loring.

Petition of William Loring and others & Hunt praying that some remuneration of the expenses they have been at in bringing to justice an incendiary. Referred to the Committee on the Fire Department.

Underwood Broad Street.

Petition of William Underwood, and others, to have a common sewer laid in Broad Street, between Battery March and Milk Streets. Referred to the Committee on Sewers and Drains.

Corbett.

Petition of William Corbett, for leave to take water by suction from the yard of the Mann Mill, to the lot of ground at the corner of Harrison Avenue and Dedham Street. Also asks permission to enter the common sewer for the purpose of draining said lot. Referred to the committees on paving, and Sewers.

Jackson.

Remonstrance of Ward Jackson, and others, against the establishment of a bowling alley near Charles Street. Referred to the Mayor.

Ward No. 7 vacancy

Order of the Common Council requesting this board to issue a warrant for a meeting of the voters of Ward No. 7. for the purpose of filling the vacancy in the Common Council, occasioned by the death of Benjamin B. Jepherson late a delegate from said ward. Read and referred

to Aldermen Wilmore, Lowe and Rogers, to consider and report. 1845.

Petition of the Directors of the Boston and Maine Rail Road Extension Company to ascertain the boundaries of the public Square, at the easterly ends of Haverhill and Canal Streets. Referred to the Committee on Public Lands. Sent down for concurrence. Came up concurred. Boston & Maine Rail Road.

Petition of the Vincent Society of Sisters of Charities, for a Rail Road Canal, on which their Chapel stands or is designed them by the City. Referred to the Committee on Public Lands. Sent down for concurrence. Came up concurred. Vincent Society of Sisters of Charities.

Whereas, there have been many false alarms of fire of late in this City, which have caused an onerous duty on the Fire Department and have caused great destruction to the fire apparatus; and whereas there is good reason to believe that some of the false alarms are caused by evil disposed persons for the sole purpose of [illegible] bad propensities and evil designs, therefore it is Ordered, That the Mayor be, and he hereby is, requested to offer a reward not exceeding fifty dollars for the detection, & information within the year 1844, that will lead to the conviction of any person who shall be guilty of giving or raising a false alarm of fire in the City of Boston, and that the said reward be paid out of the appropriation for Incidental Expenses. Reward.

Ordered, That there be paid to Thomas Curtis Henry Curtis and William C. Fay three thousand dollars. Curtis

65. and three hundred dollars, with interest from the first day of Sept last in full for all damages by them sustained by the taking by the City of a piece of land to widen Washington Street, at the corner of Bell Street, and covering part of a building thereon, previously to the award of Viewers appointed by the City and the other party. And that the same be charged to the appropriation for laying out and widening Streets.

Lamb & al. Ordered, That there be paid to Thomas Lamb, Moses Williams and George M. Dexter, Sixty dollars being their costs of Court in the case between the City and Thomas Curtis, and others. And that the same be charged to the appropriation for laying out and widening Streets.

Correction-House of. The Directors of the House of Correction made a Statement of the receipts and expenditures of that institution, the last year. Read and sent down.

Quarterly reports. Quarterly reports of the Superintendent of Public Grounds Superintendent of Burial Grounds. Sealer weigher of the northern scales and City Clerk. Read and sent down.

Auctioneer. Moses Tenney, licensed as an Auctioneer No 17 Shoe and Leather Street, on giving bond as the law directs.

Temperance Society. The Committee on Burial Grounds to whom was referred the petition of the Temperance Society (Sons of Temperance) reported, the same ought not to be granted, & that the petitioners have leave to withdraw their petition. Read and accepted.

The Committee on Licenses 1869.

to whom was referred the petition of Henry Birchwell and Oscar Circus.
L. Stone, for a license for the New York Circus, at the corner
of Friend and Traverse Streets, report, that license has been granted
to the applicants, to be continued until the 8th of July, inclusive, upon
condition that they pay therefor, to the City Clerk before commencing
their exhibition, the sum of one hundred dollars. Abraham T. Lowe, for
Committee. Read and accepted.

Samuel S. Edwards was nomi- City Clerk.
nated and appointed City Clerk.

The Committee on Sewers Sewer
and Drains to whom was referred the petition of Nathaniel Parker,
to be relieved from the payment of an assessment made upon him
for a common sewer in Kingston Street, reported, that the petitioner
have leave to withdraw his petition. Read and accepted.

The Committee on Sewers and Barnes
Drains to whom was referred the petition of James Barnes to be
relieved from the payment of an assessment made upon him for
a common sewer in Kingston Street, reported, that the petitioner have
leave to withdraw his petition. Read and accepted.

The Committee on Sewers and Sudden.
Drains to whom was referred the petition of E. Sudden to be relieved
from the payment of an assessment made upon him for a com-
mon sewer in Kingston Street, reported, that the petitioner have
leave to withdraw his petition. Read and accepted.

The Committee on Public Lands Adams.

Adams. The Committee on Paving to whom was referred the petition of James Adams, that the time may be extended for the redemption of a certain lot of land sold, that the time be extended to the first of September next, in which he may pay for said land provided that all interest which has accrued upon the instalments be also paid, together with all such expenses as may have been occasioned to the City by reason of his delinquency, Asa T. Lowe, for Committee. Read and accepted. Sent down for concurrence. Came up concurred.

Webber South Mass. The Committee on Paving to whom was referred the petition of S. G. Webber praying for leave to construct arches under the side walk in South Street, report, that the prayer of the petitioner ought to be granted, provided the same be constructed under the direction of the Committee on Paving, and subject to the order that prefixed the board of Aldermen in relation to arches under side walks April 1st. 1844. for the Committee Sarra Crane. Read and accepted.

Bowker North Margin Street. The Committee on Streets to whom was referred the petition of Warren Bowker, and others, to have North Margin street widened, reported, that it is not expedient to widen said street at the present time. Read and accepted.

Wales Eliot Street. The Committee on Streets to whom was referred the petition of Thomas B. Wales and others, to have Eliot Street, between Harrison Avenue and Sea Street, accepted, reported, that said street is unfinished, and not ready for paving, and that it is not expedient to accept the same at present. Read and accepted.

The Committee on Streets to 171.
whom was referred the petition of Benjamin G. Nichols, and Nichols
others, to have Henry Street accepted, reported, that said Street Henry Street.
is unfinished, and not ready for leaving, and therefore ought
not to be accepted, and laid out at the present time. Read &
accepted.

The Committee on Streets to Tucker
whom was referred the petition of Sherman Tucker, and others, London Road.
to have London Street laid out, extended, and accepted, report-
-ed that the Safety and convenience of the inhabitants do not
require that the way mentioned in said petition should be laid
out as a public street. Read and accepted.

The board took into considera- Fleet
-tion the subject of widening Fleet Street, and the following Order Street.
was substituted in place of the resolves reported by the Commit-
-tee on Streets and laid upon the table at the last meeting one of
said resolves providing for the partial widening said Street, and
the other a prospective plan for widening the remainder. Ordered
That the Committee on laying out and widening Streets be direct-
-ed to report an Order for widening Fleet Street forthwith, from
Commercial to Hanover Streets by taking a piece of land on
the North side thereof, sufficient to make the same thirty five
feet wide; provided however, the expense of the said widening to
the City Shall not in the opinion of the Committee exceed the
sum of Thirty thousand dollars. And in the progress of ascer-
-taining the said expense with sufficient accuracy, the said
Committee are authorized to employ three or more Commission-
-ers whose duty it shall be, to examine the several estates

which will be affected by said widening, & ascertain the amount of damages which they will respectively sustain and the compensation which the persons interested therein will agree in writing to receive therefor, - And, also, what contribution will be made by any persons whose estates may be benefitted by the proposed improvement, and to report the result of their proceedings to said Committee as soon as may be.

Adjourned to Thursday evening next eight o'clock.

At a meeting of the Board of Aldermen of the City of Boston, held at City Hall, on Thursday the Ninth day of May, A. D. 1844.

Present

The Mayor, and the whole board of Aldermen, except Alderman Parker.

Treasurer's accounts.

The Committee appointed by the City Council under an order of the 2d inst. to audit and settle the accounts of the City and County Treasurer from April 1st 1843 to May 1st 1844, being the close of the financial year, have attended to that duty and found the accounts correctly stated and that there are proper vouchers for the same. The Committee find that there has been received at sundry times since

April 30th 1843 for account of the City of Boston, one million
six hundred and sixty six thousand three hundred and six
teen cents, and that there has been paid on the same account,
nine hundred and fifty two thousand five hundred and twenty
six dollars and twelve cents, leaving a balance due the
City of Boston of two hundred and thirteen thousand five hun-
dred and four dollars and ninety two cents. The Committee
also find that there has been received on account of the County
of Suffolk, sixteen thousand four hundred and forty two dol
lars and ninety one cents; and that there has been paid on
the same account forty eight thousand four hundred and
sixty five dollars and eighty cents, leaving a balance against
the County of thirty two thousand twenty two dollars and eigh-
ty nine cents, and leaving a final balance in the Treasury
of six hundred and eighty one thousand four hundred and
eighty two dollars and three cents; and that the notes paid
to the Treasurer have been duly cancelled. Thomas Aikman
Simon V. Robinson, Edward S. Ervin, Thomas Fitting, Zeeth
Bradlee, Committee. Read and accepted. Sent down for con-
currence. Came up concurred.

Ordered, That Aikman and Treasurer
more and Robinson, together with such as the Common Council accounts.
may join, be a committee to examine audit and settle the
accounts of the City and County Treasurer from the commence-
ment of the present financial year to the termination of the
term of office of the present incumbent to the duties of his
successor. And also to superintend the delivery of the
books, papers and other minuments belonging to his office to his suc-
cessor therein. Sent down for concurrence. Came up concurred

and the Common Council joined on the part of the City, Whiting and Burdick.

Treasurer. A message was received from the Common Council ordering that the assignment of the second, as the time for holding a Convention of the two Branches of the City Council, for the choice of a City and County Treasurer, be rescinded, and that Thursday evening next, at half past eight o'Clock, be assigned as the time for holding a Convention of the two Branches of the City Council, for the choice of that Officer. Voted, that a message be sent to inform the Common Council, that this board concurs in the petition to rescind the former order for holding a Convention as above expressed and that the proposition of the Common Council to assign Thursday next at half past eight o'Clock, be and hereby is concurred in, for the purpose of the choice above expressed.

Adjourned to Monday next, four o'Clock. p.m.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall, on Monday the Thirteenth day of May, A.D. 1844.

Present

The Mayor and the whole board of Aldermen, except Alderman Preston.

Common Petition of Leroy Homer & others,

to have an ordinance passed prohibiting Cows going at large in Ward
South Boston. Referred to the Committee on Ordinances, with in-
structions to report at the next meeting of this board.

Petition of Samuel Millard, Millard
and others, to have Harvard Street accepted, and submitting a Harvard Street.
subscribtion in favor of paying part of the expense of paving the
same. Referred to the Committee on Paving.

Petition of Ephraim Millon, and Millon
others, to have Bartlett Street paved. Referred to the Committee on Bartlett Street.
Paving.

Petition of J. S. Ellis, and others, Ellis
to have Billerica Street accepted and paved. Referred to the Billerica Street.
Committee on Paving.

Petition of George C. Shattuck Shattuck
to be paid for land taken to widen Cross Street. Referred to the Cross Street.
Committee on Streets.

The Superintendent of Sewers Barnes
and Drains communication respecting the assessment on Barnes Kingston Street.
Barnes for his proportion of cost of constructing a common Sewer
in Kingston Street. Referred to the Committee on Sewers & Drains
with full power.

Order of the Common Council Independence.
appointing Mayor Williams, Ewing, Whiting, Harris and Read,
with such as the board of Aldermen might join, a committee to
make arrangements for the celebration on the fourth of Inst.
inst. of the declaration of the Independence of the United States
came up for concurrence. Read and concurred, and the Mayor,

76. Aldermen Crane and Longley were joined.

May. Communication of Nathaniel G.

Davis vs. Mayo Prays an order & the remonstrance of sundry persons against his establishment of a bowling alley near Charles street and the petition of Geo. F. Reed and others, in favor of such bowling alley. Referred to the Mayor.

Ancient and Honorable Artillery Company. Petition of the Ancient and Honorable Artillery Company for the use of Faneuil Hall and the Common on the first Monday of June next, to celebrate their 206th anniversary. Referred to the Committee on Public Buildings on the part of this board.

Balch. Petition of Joseph Balch, and

others. others to have an ordinance passed to prohibit boys making noises and outcries in vending newspapers &c. Referred to Aldermen Wetmore and Rogers, with such as the Common Council may join, to consider and report. Sent down for concurrence. Came up concurred, and the Common Council joined on its part, Messrs. Crowninshield, Dutton and Davis.

Sears. Ordered, That there be paid

Harrison Avenue to Willard Sears eleven hundred and three dollars and forty three cents, in behalf of the owners of a piece of land taken by an order of this board passed the 25th day of March last, to widen Harrison Avenue and containing four hundred and one and one quarter square feet, in full for all damages by him sustained by reason of the said taking; provided they give a sufficient deed and discharge therefor, and that the same be charged to the appropriation for payment of unliqui-

duted claims for widening and extending Streets in former 1837.
years.

Ordered, That there be paid Nute & Goggins
to James Nute and Mark Goggins Carpenters, one hundred Fulton Street.
and twenty five dollars, in full for all damages by them
sustained as tenants of a blacksmith's shop and parcel of
land situate on Fulton Street, by reason of part of the said
shop and land having been taken by several orders of this
Board relative passed for the purpose of laying out and extend
ing the said Fulton Street and for removing obstructions there-
from; provided they give a sufficient release and discharge
of all claims or damages arising in any way thereon. And
that the same be charged to the appropriation for payment
of unliquidated claims for widening and extending Streets in
former years.

The Committee to whom was Warrant for
referred an order of the Common Council requesting the Mayor Ward meeting.
and Aldermen to issue a warrant for a meeting of the voters
of Ward No. 7. for the purpose of filling the vacancy in the
Common Council occasioned by the death of Benjamin D.
Appleton, late a delegate from said Ward - have leave to report
That some doubt of the power and duty of the Board in
relation to this subject has arisen from the fact that no
express provision is made in the City Charter for filling simi-
lar vacancies in the Board of Aldermen or Common Council.
This apparent omission, in relation to the former board, was
however supplied by a Special Law passed in 1824 but
no subsequent law has been passed to meet a like contingen-
cy as to the latter. Upon examining however the records of

this Board it appears that this subject engaged the early attention of the City Council, and a joint Committee made a report thereon in 1827 which was accepted in both boards. That Committee assumed that the power of filling vacancies is necessarily inferred from a construction of the 1st Sec. of the Charter which provides, that the City should have all the powers and privileges which formerly belonged to the Town, and the Statute of 1785. having provided that Towns might fill vacancies in any Town office at any legal meeting. This decision has always been acquiesced in and it has been the invariable practice of this Board to issue warrants for filling vacancies in the Common Council in the mode now proposed. And the Committee do not feel disposed to question the propriety of this decision or of the practice under it. The Common Council are by the Charter made the sole judges of the election, qualification and returns of its own members. and the subject may be well left to their consideration and determination. The Committee accordingly report an Order. Thomas Wetmore for Committee. Ordered, That a warrant be issued for a meeting of the legal voters in Ward No 7. to fill the vacancy now existing in the delegation of that ward in the Common Council occasioned by the death of Benjamin B. Appleton. The said meeting to be held at City Hall on Monday the 26th instant. the polls to be opened at eleven o'Clock A. M. and closed at three o'Clock P. M. Read, accepted and the order passed.

Ordered, That due notice be

Board Stad. given That this Board will, on Monday next at 4 o'Clock

to take into consideration the expediency of causing a Common Sewer in Broad Street from Milk to Battery March Streets and of assessing the expense thereof on all persons who may enter their particular Drains into such Common Sewer, or who by any more remote means shall receive any benefit thereby: Any person making objections thereto, will then and there be heard.

Ordered, That the Mayor, Treasurer.
Aldermen Wetmore and Lowe, together with such as the Common Council may join, be a committee to consider and report, whether it is expedient to make any alteration in the System now adopted in the office of the City Treasurer for the collection, custody and disbursement of the public money; and whether any amendment is necessary in the several ordinances providing for a System of accountability in the concerns of the City. Sent down for concurrence. Came up concurred and the Common Council joined on its part Messrs Hayden Gardner, Kendall, Curtis and Eyer.

Ordered, That a message be Treasurer.
sent to the Common Council proposing, that the time appointed for a meeting of the City Council, in Convention for the purpose of electing Treasurer of the City, be postponed. And that Thursday the twenty third day of the present month, at nine o'Clock in the evening be assigned as the time for holding the said Convention.

Ordered, That the persons here- Field drivers &c.
inafter named, be and they are hereby appointed to the respective offices following viz! Emanuel Emerton & Allan Cockburn Inspectors;— Benjamin Lincoln, culler of dry fish; James Brown,

Assessors of taxes and Surveyors; Samuel Sprague, inspector of lime, Isaac Babbitt, a Clay master; Benjamin Rich, Surveyor of hemp, Timothy Mc. Intire, William Risk and Thomas Gerrish, field drivers and pound keepers. Sent down for concurrence. Came up concurred.

Weighers of boats. Edward Young was nominated and appointed weigher of boats and lighters.

Sealers of Weights. Wm. H. Pearson and Edward Young were nominated and appointed Sealers of weights and measures

Quarterly report. Quarterly report of the Auditor of Accounts of the money received by him and paid into the Treasury ending 30th ultimo. Came up from the Common Council. Read and placed on file.

Cahore & Pelham Road. The Committee on Paving to whom was referred the petition of William Cahore, for leave to take water by suction, reported, That it is inexpedient to grant the prayer of the petitioner to take water by suction. And the Committee on Sewers, reported, that so much of said petition as relates to the entry into the common Sewer in Pelham Road, be referred to the Superintendent of Sewers. Read and accepted.

Mc. Laughlin. The Mayor to whom was referred the petition of Bernard Mc. Laughlin, for an abatement of taxes, reported, that the petitioner have leave to withdraw his petition. Read and accepted.

Adjourned to Thursday evening next, eight o'Clock.

At a meeting of the Board of Aldermen of the City of Baltimore, held at City Hall on Thursday the Fifteenth day of May, A. D. 1844.

Present—

The Mayor Aldermen Gilmore, Crane, Longley, Wilkinson and Preston.

The Committee on Public Buildings to whom is entrusted the leasing of the Public Buildings and Brown's Wharf is called, ask leave to report: that they have leased Brown's Wharf to Thomas Gunting Esqr. for three years at fifteen hundred dollars per annum the City reserving the right to sell said wharf, giving six months notice, the City deepening the water at the north end of said wharf at its own expense. The water is seven feet deeper at the North East than at the North West corner of the wharf, and the bottom much obstructed with stones and coal, to the great danger of heavily laden vessels. The expense of deepening the water and removing the stones &c. will be, it is estimated, from three hundred and fifty to four hundred and fifty dollars. Your Committee deem this an important work and necessary to protect the City against damages in case of accident. Your Committee submit the following order. For the Committee, M. Brimmer, Chairman. Ordered, That the Committee on Public Buildings be and they are hereby authorized to cause the water at the north end of Brown's Wharf, belonging to the City, to be made of an uniform depth at an expense not exceeding five hundred dollars and that the same be charged to Incidental Expenses. Read and accepted. Laid down for concurrence. Came up concurred. Brown's wharf.

Cattle.

The Committee on Ordinances reported an ordinance entitled "An ordinance in addition to an ordinance regulating the going at large of cattle." Read and passed. Sent down for concurrence. Came up concurred.

Land - School Street &c.

Notice of Richard Bird, of his intention to build on School Street and Chapman Place, and requesting the lines and levels. Referred to the committee on Streets and paving.

Union Street.

Ordered, That the Committee on laying out and widening Streets be and they hereby are authorized and instructed to cause to be removed all buildings and other obstructions on a parcel of land on the east side of Union Street formerly belonging to John Beard deceased, which has been taken to widen the said Street by an order of this board passed the first day of April last.

Washington Street.

Resolved, That the safety and convenience of the Inhabitants of this City require that Washington Street should be widened near Cornhill and for that purpose it is necessary to take, and lay out as a public Street or way of the said City, a parcel of land belonging to the Massachusetts General Hospital, situated on the east side of the said Street bounded as follows, viz: Beginning at the South west corner of land of Gibbs thence running West by Washington Street, four feet and six inches, thence South, by the same Street, twenty one feet and one half inch; thence East, by the same Street four feet and one inch to the South west corner of land now or formerly of Gilman; thence North twenty one feet to the place of beginning, containing eighty nine

and one quarter feet. And Whereas due notice has been given 1843.
of the intention of this Board to take the said parcel of land
for the purpose aforesaid, as appears by the return hereunto
annexed. It is therefore Ordered, That the parcel of land
before described be, and the same hereby is, taken and laid out
as a public Street or way of the said City according
to a plan of the said Street made by Alexander Wadsworth
dated June 21. 1840. and deposited in the office of the said Mayor
and Aldermen.

Whereas Robert G. Shaw Shaw-
of the said Boston has given notice to this Board of his Green Street.
intention to erect buildings on Green Street, in the said City;
and, in the opinion of the Board, the safety and convenience
of the inhabitants require that the said Street should be
widened at the place described in the said notice, it is there-
fore hereby Ordered, That due notice be given to the said
Shaw that the Board intend to widen the Street above men-
tioned, by taking a part of the land now about to be built
upon as aforesaid, and laying out the same as a public
Street, and that Monday, the twenty seventh day of May
inst. at 4 o'clock, P.M., is assigned as the time for hearing
any objections which may be made thereto.

Ordered, That there be Massachusetts
paid to the Massachusetts General Hospital, one hun- General
dred and ninety two dollars and fifty cents, in full for eight Hospital.
nine and one quarter feet of land taken to widen Washington
Street by an order of the Board passed this day, on their giving
a sufficient deed, and release of all damages, and that the

Ord. to be heard & the application for widening and laying out Streets.

Land Sun Ct. St.

Whereas the City Marshal has given notice to this Board of an intention to repair building on June Street near Sun Court Street, in the said City, and, in the opinion of this Board, the safety and convenience of the inhabitants require that the said Street should be widened at the place described in the said notice, it is therefore hereby Ordered, That due notice be given to Mrs Rand the owner thereof that this Board intend to widen the said Street mentioned, by taking a part of the land now about to be built upon as aforesaid, and laying out the same as a public Street, and that Monday, the twenty seventh day of May inst. at 4 O'Clock, P. M. is assigned as the time for hearing any objections which may be made thereto.

Treasurer.

A message was received from the Common Council, proposing further to postpone the time for the meeting of the two branches of the City Council in Convention, for the choice of City and County Treasurer to Thursday the Thirtieth day of May instant, at half past eight O'Clock in the evening. Read and thereupon ordered, that a message be sent to the Common Council that this board concurs in the postponement of the time for the choice of a City and County Treasurer to the time above expressed, as proposed by the Common Council.

Adjourned to Monday next four O'Clock. P. M.

At a meeting of the board of 1844.
Aldermen of the City of Boston, held at City Hall on Monday
the Twentieth day of May A. D. 1844.

Present,

The Mayor, and the whole board of Aldermen.

Order of the Common Coun- City
cil authorizing Mess^rs. Sereno D. Nash and Tyler, with such Attorney
as the board of Aldermen might join, a committee to enquire
into and report upon the expediency of repealing an ordinance
passed April 11. 1839, entitled "An ordinance substituting the of-
fice of City Attorney." came up for concurrence. Read and
concurred, and Aldermen Howe and Rogers were joined.

Petition of Loyal Lovejoy, Lovejoy
and others, for leave to plank the in Laurel Street. Referred to Laurel St.
the Committee on Paving.

Petition of John Gray, for Gray
leave to construct a cess pool under the side walk in Portland St.
Portland Street. Referred to the Committee on Paving.

Petition of Richard Ridlon, Ridlon
and others to have Portland Street paved, between Sud- Portland St
bury and Causeway Street. Referred to the Committee on
Paving.

Petition of Cyrus Hyde, and Hyde
others, to have First Street laid out and accepted. Referred First St.
to the Committee on Streets.

Petition of Oliver B. Hill,

Hill
Richmond Stat.

and others to have Richmond Street widened. Referred to the Committee on Streets.

Petition of Andrew Marsh and

Marsh
Summer Stat.

another to have an assessment laid upon him for a common sewer in Summer Street abated. Referred to the Committee on Sewers and Drains.

Petition of George C. Thacher, to

Thacher
Turnpike Stat.

have an assessment laid upon him for a common sewer in Turnpike Street abated. Referred to the Committee on Sewers and Drains.

Petition of Benjamin Crombie,

Crombie
Canton Stat.

and others to have a common sewer laid in Canton Street. Referred to the Committee on Sewers and Drains.

Court Stat
Lamp posts.

An Order directing the City Marshal to cause to be removed within six days, two Lamp posts standing in Court Street upon the side walks, in front of Concert Hall. Referred to the Committee on Lamps.

Loring & Hunt.

The Committee on the Fire Department to whom was referred the petition of William Loring and Edward P. Hunt, for relief in the detection of an incendiary reported, that the petition be referred to a joint committee. Read and accepted, and thereupon ordered, that the same be referred to Aldermen Crane and Longley, with such of the Common Council may join, to consider and report. Sent down for concurrence. Came up concurred, and the Common Council joined on its part, Messrs. Sanborn, Boynton and Clapp.

Peleg W. Chandler, Esquire, was nomi- 1879.
-nated and appointed Crier, to deliver the oration before the City Crier.
authorities, on the fourth day of July next, the anniversary of
the Independence of the United States.

Agreeably to assignment House of
the board proceeded by ballot to the choice of Directors of the House Industry.
of Industry, and the votes being taken it appeared that the fol-
-lowing gentlemen were chosen, viz: Edwin Faun, Daniel Hinck
-man, Artemas Simonds, Simeon Means, Thomas Emery, Nathaniel
C. Simmons, Thomas Shields, Samuel Feed and Elwood Pitt
-lington. Sent down for concurrence. Came up concurred.

Agreeably to assignment House of
the board proceeded by ballot, to the choice of Overseers of the Correction.
House of Correction, and the votes being taken it appeared that
the following gentlemen were chosen, viz: William F. Andrews,
George Parmelee, Silas Briggs, Noel Crocker and Eli Bi
Moriarty. Sent down for concurrence. Came up concurred.

James Barry was nominated Water.
and appointed Captain of the Water and Superintendent of
Ramps.

Nicholson B. Proctor licensed Auctioneer
as an Auctioneer and his bond approved. Moses Penney Auc-
-tioneer's bond approved.

A communication was re- Treasurer.
-ceived from Richard D. Harris, City and County Treasurer.
stating that it will not be in his power, confined with other du-
-ties, to discharge the duties of his office, but a few days longer,

and requesting that some arrangement may be made to relieve him from the obligation, he may be supposed to be under to remain until a Successor shall be elected &c. and that he must be considered at liberty to withdraw from the service after Friday next. Read and Sent down.

Bigg

Bowling alley.

The Mayor to whom were referred the petition of Nathaniel H. Bigg and the remonstrance of Hezekiah Packard and others in relation to a Bowling Alley in Charles Street with leave to report: Has by the 58th Chap. 1st. Sec. of the Revised Statutes it is provided, If any person not licensed as an innholder, victualler or retailer of spirituous liquors, shall keep or suffer to be kept in any house, building, yard, garden or other dependency thereof, by him actually used or occupied, any tables for the purpose of playing at billiards for hire, gain or reward or shall for hire, gain or reward suffer any person to resort to the same for the purpose of playing at billiards, cards, dice or other unlawful games, every person offending shall for every such offence, forfeit a sum not exceeding one hundred dollars &c. &c." The question having arisen whether the game of bowls was an unlawful game within the meaning of the Statute, it was decided in the case of the Commonwealth vs Harding, Mellen's Reports, Vol. 3. Pick. C. R. directed the opinion of the Court and found, that in enacting what was intended by other unlawful games reference must be had to other acts of the Legislature. Then by referring to the Revised Statutes Chap. 47. Sec. 9. we find it in like manner made penal for a licensed innholder to permit persons to resort to his premises for the purpose of playing at dice, cards, bowls, billiards, quoits or any

unlawful game. There is a legislative declaration that "bowls" 189
shall be deemed an unlawful game when exercised at a
licensed house. The obvious intent of the provision, Chap. 30.
Sec. 17. is to extend the same prohibition to unlicensed houses,
if opened as places of common resort, and that they shall
be deemed places of common resort, if the proprietor and
occupant shall so open them for hire, gain or reward.
The learned Judge also quoted the Statute of 1786. Chap. 68.
Sec. 5. in which the games enumerated and prohibited are
dice, cards, bowls, billiards, quoits, or any other unlawful game
or sport. The decision of the Court below was confirmed. It
appears then the game of bowls when used at licensed or unli-
-censed houses, or places opened for hire, gain or reward is de-
-clared to be unlawful and all persons offending are liable to
be complained of before the Grand Jury either by the Government
or any person or persons agrieved. Your Committee therefore
recommends that the several petitioners have leave to withdraw their
petitions. M. Brimmer, Mayor. Read and accepted.

The Committee on Public Lands to whom was referred the petition of a Committee of the Boston and Maine Rail Road Location Company," praying that the City Government would define the boundaries of the public Square, at the westerly end of Haverhill and Canal Streets, and, also, to ascertain whether the City Government will lay out as a public Square all the land between Haverhill and Canal Streets, and between Market Street and the present Hay Stand, provided said Square is not already within those limits" having considered the subject and desired the Maine Rail Road.

City Solicitor thereon submit the following Report. That they do not find in any of the conveyances, or in the City records, any designation of, or reference to, the land alluded to in the communication of the Directors, as a public Square, and that, in their opinion, the City has the same legal rights over said land, as over other public lands of the City, and that it is inexpedient to lay out the same as a public Square as suggested by said Committee. The open space of ground between the termination of Charlestown, Merrimack, Broad Street, Union and Sudbury Streets, now paved over, is the only space of ground that can, in popular language, be called a Square; but the Committee do not find that the boundaries of this open space of land have ever been defined, or that the same has, at any time, been designated, as a public Square, by the City. Abraham J. Howe, for the Committee. Read and accepted. Sent down for concurrence. Came up concurred.

Rollins & Demeritt.

On the petition of Rollins and Demeritt and others, Ordered, That due notice be given that this Board will, on Monday, next at 4 o'Clock, P.M., take into consideration the expediency of rebuilding the Common Sewer in Merrick Street and of assessing the expense thereof on all persons who may enter their particular Drains into such Common Sewer, or who by any more remote means shall receive any benefit thereby. Any person making objections thereto, will then and there be heard.

Balance Recommended.

The Auditor of Accounts and the City Treasurer having certified that a bond of Haller Frost to the City for $562.50, which bond was secured by mort-

-rage recorded with Suffolk deeds, Lib. 410. Fol. 52. has been 1841.
fully paid. Thereupon ordered, that the Mayor be authorized
and requested to discharge the same on the record.

The Auditor of accounts Leases.
exhibited a Schedule of the leases of City property, specifying
severally the names of the lessees, the rates of rent, and the
time when the leases will terminate. Came up from the Common
Council. Read and filed.

On the petition of William Under Underwood
-wood and others, to have a common Sewer laid in Broad Broad Street.
Street between Battery March and Milk Street. And it appear-
-ing that notice has been given agreeably to the order of notice
passed at the last meeting of this board, and no person ap-
-pearing to object, thereupon ordered that the Committee on Sew-
-ers and Drains be and hereby are authorized to cause said
Sewer to be laid, and that the cost thereof be assessed according
to law.

The committee to whom Watch
was referred the petition of William Wilmot and others Gentle-
-men of the Watch, praying for an augmentation of their pay, have
attended to the duty assigned them, and ask leave to offer the
following Report. The Committee gave notice to the petitioners
of the time and place that they would meet to consider the sub-
-ject referred to them and two of the petitioners appeared and
were fully heard in behalf of themselves and others. After a
full hearing of the subject matter before them the Committee took
into consideration the justice, the necessity, and expediency of
augmenting the pay of the petitioners, the Committee find the

present prices were fixed about the year 1834 or 1835 at a time when all the necessaries for living were at a much higher rate than now. And there appears to have been no dissatisfaction then and we cannot conceive why there should be now unless a long continuance in office creates a dislike to the employ and makes the labor burdensome. Your Committee also find that there is no lack of applications for the offices when the vacancies occur, by good and efficient men who will perform the duty well and for the prices now paid, and while the work can be done, and equally well done, for the price now paid, they see no good reason why the pay should be raised, and therefore as they do, conceive it for the public interest, and finding that neither justice, necessity or expediency require an augmentation of the pay of the petitioners your Committee are of an unanimous opinion it ought not to be granted, and they recommend that the petitioners have leave to withdraw their petition. Lewis Crane for the Committee.

Bond School street.

The Committee on Streets to whom was referred the notice of intention to build of Richard Bond on School Street, report that part of the Latin School house is on the line of School street and that public convenience does not require any alteration of the same. Thomas Belmore, for Committee. Read and accepted.

Brown Pickney Street

The Committee on Paving, to whom was referred the petition of J. B. Brown, for leave to plant Elm in Pickney Street having had same referred that they have granted the same as prayed for. Read and accepted.

The Committee on the Fire Department to whom was referred the petition of Edmund Tilden and others and also of Isaac C. Bray and others praying that a Reservoir may be constructed in Beach Street ask leave to Report the following order. For the Committee, M. Brimmer, Chairman. Ordered, That the Superintendent of Streets be and he is hereby authorized to cause to be constructed a reservoir in Beach Street near the United States Hotel at an expense not exceeding eight hundred dollars and that the same be charged to the appropriation for Reservoirs. Read, accepted and the order passed. Tilden et al Reservoir.

The Committee on the Fire Department to whom was referred the petition of Moses Everett and others, praying that a reservoir may be constructed in Lincoln Street ask leave to Report: That the Committee on the Fire Department to whom was referred the petition of Moses Everett and others praying that a reservoir may be constructed in Lincoln Street ask leave to Report: That the Committee on the Fire Department to the last year were of opinion that the prayer of the petitioner should be granted but owing to the lateness of the season it was deemed by the proper authorities of the City Government, on a further examination by your Committee they are of opinion that the work should be executed without delay, they therefore report the following order, for the Committee, M. Brimmer, Chairman. Ordered, That the Superintendent of Streets be authorized to construct a Reservoir in Suffolk Street near Lincoln Place at a cost not exceeding Six hundred dollars and that the expense thereof be charged to the appropriation for Reservoirs. Read accepted and the order passed. Everett Reservoir.

The Committee on Streets to whom was referred the petition of Thomas C. Wait, and others, to be paid for land taken to widen Court Street, ask leave to re- Wait Court Street.

[illegible] and that the piece of land within mentioned was taken by an order passed June 19. 1843. and contained thirty one feet: and that the benefit conferred by taking the same to widen Court Street for the remaining part of the estate of the petitioners is greater than any injury which has been done to them, and that therefore they are entitled to no compensation and should have leave to withdraw their petition. Thomas Wetmore for Committee. Read and accepted.

Ancient & Honorable Artillery Co.

The Committee to whom was referred the petition of the Ancient and Honorable Artillery Company, for the use of Faneuil Hall, and a portion of the Common, on the first monday of June next, to celebrate their 206th anniversary, reported that leave be granted, as prayed for. Read and accepted.

Mechanic Association.

The committee to whom was referred the petition of the Massachusetts Charitable Mechanic Association for the use of Faneuil Hall, in the month of September next for the exhibition of manufactures and mechanic skill, reported that leave be granted under the direction of the Superintendent of Public Buildings, with liberty to erect a bridge over the street east thereof. For the Committee. M. Brimmer, Chairman. Read and accepted.

Common Council sworn qualified.

May 23d 1844. John B. Parker member elect of the Common Council from Ward No. 7. appeared, attended by Mr. Bradlee, and the several oaths required by law, were administered to him by the Mayor. After which they withdrew.

Adjourned to Monday next, four o'Clock P.M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall, on Monday the Twenty Seventh day of May A. D. 1844.

Present

The Mayor and the whole board of Aldermen.

Petition of John W. Rollins, for leave to construct arches under the side walk in front of his house on Lincoln Street. Referred to the Committee on Paving. Rollins Lincoln St.

Petition of John G. Swan for a license to exhibit natural curiosities, such as birds, beasts and reptiles, on the land between the Common and the Providence Rail Road. Referred to the Committee on Public Lands on the part of this board, with full power. Swan.

Petition of Edwin Tufts for a license to exhibit a mammoth horse and Moose &c. on the back bay for one week. Referred to the Committee on Licenses, with full power. Tufts.

Order of the Common Council referring the Communication of Richard D. Harris, City and County Treasurer to the Joint Committee on Finance with instructions to take such measures in the premises as they shall deem necessary. Came up for concurrence. Read and concurred. Treasurer.

Petition of the National Lancers for the use of the Attic room over their Armory, for the storage of certain military articles. Referred to the Joint Committee on National Lancers.

Apr. Public Buildings. Sent down for concurrence. Came up concurred.

Attest.

The Joint Committee on the Fire Department to whom was referred the petition of George Hill and others asking that the third section of the ordinance passed Dec[r] 12[th] 1842 may be repealed, ask leave to report. That the ordinance referred to, was adopted after most mature deliberation. The principal change proposed by the ordinance of 1842. from that of 1837. was to take from the Companies the annual election of their officers. This provision was at the time of its enactment and has been ever since, deemed of vital importance to the efficiency and continuance of the present Fire Department. It renders the officers in some degree as they should be, independent of their companies it places them beyond the machinations of designing individuals and of ambitious aspirants and and responsible to their position. It gives to the City Government that control, which for the peace and security of the community it ought to possess and it is essential to the stability of the Department. It is not inconsistent with the laws and practice of this Commonwealth, in the Militia, to which this system may in some respect be compared. The officers are not annually elected, and they may be, in certain cases, appointed by the Commander in Chief. The Committee deem the ordinance essential to the respectability efficiency and permanence of the Department, for it is very evident that the City Council will not maintain a Department at great expense, over which they have not a requisite control. They therefore recommend that the petitioners have leave to withdraw their petition. For the Committee. H. Brimmer Chairman. Accepted in Common Council. Came up for concurrence.

Read and concurred.

Whereas Levi Melcher has given notice to this Board of his intention to erect buildings on Hanover Street in the said City, and, in the opinion of the Board, the safety and convenience of the inhabitants require that the said Street should be widened at the place described in the said notice, it is therefore hereby Ordered, That due notice be given to the said Melcher that this Board intend to widen the Street before mentioned, by taking a part of the land now about to be built upon as aforesaid, and leaving out the same as a public Street - and that Monday, the tenth day of June next at 4 o'Clock P.M., is assigned as the time for hearing any objections which may be made thereto. Melcher Hanover Street.

The Committee on Stamps to whom was referred an order relating to two posts standing in the side walk in Court Street, made a report, which was read and recommitted to the same committee, with instructions to report a general order which shall cause all the ordinances of the City in respect to said subject to be enforced. Court Street - Lamps &c.

Ordered, That due notice be given that this Board will, on Monday June 10th at 4 o'Clock, P.M., take into consideration the expediency of laying a Common Sewer in Canton Street and of assessing the expense thereof on all persons who may enter their particular Drains into such Common Sewer, or who in any more remote means shall receive any benefit thereby. - Any person making objections thereto will then and there be heard. Crombie - Canton Street.

State Street. Ordered, That the Committee on Paving be, and they hereby are directed to pave State Street from the West side of Congress Street to the west side of Hawley Street and the expense thereof be charged to the appropriation for paving and repairs of Streets.

Exchange Street. Ordered, That the Committee on Paving be, and they hereby are directed to cause Exchange Street to be paved, from State Street to the stone pavement in Exchange Street and the expense thereof be charged to the appropriation for paving and repairs of Streets.

Garden Court Street. Resolved, That the safety and convenience of the Inhabitants of this City require that Garden Court Street should be widened and for that purpose it is necessary to take, and lay out as a public Street or way in the said City, a parcel of land bounding Westerly upon Exchange Street and Thence Northerly on the said Boston boundary as follows, viz: Commencing at the Northerly corner of a brick building adjoining the Southerly side of the land of the said Quincy and Jenkins Thence running South easterly by a straight line to the westerly corner of another brick house adjoining the said land on the Northeasterly side thereof, measuring on the said line forty feet more or less, thence North westerly six feet and seven inches, thence South westerly by the parallel line of land aforesaid forty feet, thence South easterly seven feet to the place of beginning containing two hundred and seventy one and three quarters feet of land. And Whereas due notice has been given of the intention of this Board to take the said parcel of land for the purpose aforesaid as appears

by the return hereunto annexed. It is therefore Ordered, That the 199.
parcel of land before described be, and the same hereby is, tak-
-en and laid out as a public street or way of the said City
according to a plan of the said Street made by E. S. Tuttle
dated May 27. 1844 and deposited in the Office of the
said Mayor and Aldermen.

Ordered, That there be paid Bailey &
to Jezeh J. Bailey, and Charles E. Jenkins, five hundred & Jenkins.
forty three dollars and fifty cents, in full for two hundred and
seventy one, and three quarters feet of land taken to widen Gar-
-den Court Street, by an order passed this day, on their giving
a sufficient deed and release of all damages, and that the
same be charged to the appropriation for laying out and
widening streets.

Petition of Ebenezer Smith, Smith.
to have a claim, which he has against the City, for land
taken some years since to extend Blackstone Street, submit-
-ted to Mayor. Read and thereupon ordered that he have leave
to withdraw his petition.

The Committee on Paving Ellis
to whom was referred the petition of J. P. Ellis, and others, to Billerica St.
have Billerica Street accepted and paved, reported, that said
Street is not in a condition suitable for paving, and that the
petitioners have leave to withdraw their petition. Read & accepted.

The Committee on Paving Brooks
to whom was referred the petition of G. F. Brooks and others to
have Irving Street paved, asked an order. Same Chan. for
the Committee. Ordered, That the Committee on Paving be, and

Ord. hereby are directed, to cause Spring Street to be paved from Sewall Street to Fulton Street, and the expense thereof be charged to the appropriation for Paving and Repairs of Streets. Read, accepted and the order passed.

Hill — The Committee on Streets, to whom was referred the petition of Oliver B. Hill and others, to have Richmond Street widened, west of Hanover Street, reported, that it is not expedient to widen said Street at the present time as requested, and that the petitioners have leave to withdraw. Read and accepted.

Raymond — The Committee on Paving to whom was referred the petition of E. A. Raymond, and others, to have Livingston Street, accepted, reported, and prayed, that said Street has not been accepted by the City and when the Committee on Streets recommend and this board accept said Street, the Committee on Paving will recommend the paving the same from Brighton to Auburn Streets. Read, accepted, and referred to the Committee on Streets.

Lime Street. — The board took into consideration the subject of widening Lime Street near Sun Court Street, and they decided that it is inexpedient to widen the same, at this time.

Richmond Street. — Resolved, That the safety and convenience of the Inhabitants of this City require that Richmond Street should be widened near Hanover Street and for that purpose it is necessary to take, and lay out as a public Road or way of the said City a parcel of land belonging to Isaiah Gould and Simon Brown of said Bath, bounded as follows, viz: beginning on the westerly side of Hanover

Street at a point twenty two feet distant Southerly from the Southern corner of Canover and Richmond Streets, thence running South Westerly about forty seven feet and seven inches to a building belonging to the said Gould and Brown thence South easterly by the said building four feet and eight inches to the present line of Richmond Street, thence by the said present line forty seven feet and seven inches to Canover Street thence South easterly by said Canover Street six feet and five inches to place of beginning containing 263.2/3 feet. And where as due notice has been given of the intention of the said Board to take the said parcel of land for the purposes aforesaid, as appears by the return hereunto annexed. It is therefore Ordered, That the parcel of land before described be, and the same hereby is taken and laid out as a public Street or way of the said City - according to a plan of the said Street made by W.P. Fuller dated October 21. 1842. and deposited in the office of the said Mayor and Aldermen.

The Committee on Paving } Lovejoy
having examined Powell Street in reference to planking two } Powell St.
as prayed for by Lyman Lovejoy, and others, find, that owing
to the projection of the Steps and the entrances to the back yards
extending into the Sidewalk a mean; that two planked in the
Sidewalk would be an obstruction in a great a thoroughfare,
the committee therefore recommend that the petitioners have leave
to withdraw their petition. In the Committee Report Com. Read
and accepted.

On the petition of Rollins & } Rollins & Emeritt
Emeritt, and others, that a common Sewer be enlarged in Milk } Milk Street.

Voted. That now it appearing that all persons interested, have been notified agreeably to the order passed the 20th instant, and no person appearing to object, it was thereupon ordered that the Committee on Sewers and Drains be and they are hereby authorized to cause said Sewer to be laid as prayed for.

March & Hey
Arch Street

The Committee on Sewers and Drains to whom was referred the petition of Andrew March and W. G. Hey, to have an assessment made upon them for a common Sewer in Arch Street, abated, having heard the parties ask leave to report, that the Sewer therein mentioned is made according to the provisions of the ordinances and that the petitioners are directly benefitted by entering their drains into the same and that the amount charged in their proportion of the expense, and ought not to be abated. They therefore report that they have leave to withdraw. For Committee Thomas Wetmore. Read and accepted.

Thacher
Turnpike Road

The Committee on Sewers and Drains to whom was referred the petition of George E. Thacher, to have an assessment made upon him, for a common Sewer in Turnpike Street, report, that for the reasons therein stated, the assessment on the petitioner for the Common Sewer in Turnpike Street ought to be revised and that there be abated therefrom the sum of thirty five dollars and two cents, and that there be charged to Thomas E. Thacher as his proportion of the cost of the said Sewer the sum of nine dollars and 75/100 and to the cost of a common Sewer in Broadway the sum of twenty five dollars & 77/100. In behalf of Com.ee Read & accepted.

Order passed directing the City Marshal to remove obstructions from Green Street. 203. Green Street.

Ordered, That the City Marshal Lowell Street.
be and he hereby is directed to notify the owners of the fol-
lowing described estates according to the law in such cases
made and provided to repair and lay the sidewalks in front
of their respective premises viz: The owners of the estates number-
ed 63_65 and 67 Lowell Street_ the owners of estates abutting
on Causeway Street who have not laid their sidewalks in front
of their premises according to law_ the Boston Gas Company
in front of their estate on Medford Street_ And the proprie-
tors of the Church, situated at corner of Lowell & Causeway
streets, to cover with grating or otherwise, the cavities in the
sidewalk in Lowell Street, leading to the windows in the
basement of the said Church.

Whereas a nuisance exists Suffolk
on a vacant lot of land situated on Suffolk Street owned Street.
by the heirs of Davis and Mr Ralph Huntington, caused by
a collection of stagnant water &c. thereby causing an offensive
nuisance. Therefore it is ordered, That the City Marshal noti-
fy the owners of said vacant lot, or their agents, to cause
said nuisance to be abated within seven days, and in case
of neglect so to do, that the Marshal cause the same to be
done, and the expense charged to those interested.

Whereas a nuisance exists on a Indiana
vacant lot of land at the foot of Indiana Place, caused by Place.
sundry drains leading from the estates on said Place

Ann. and from Chestnut Street and Mechanic Place running on to said vacant lot. Therefore it is ordered, that the City Marshal notify the owner or agents of stables on said Place and Street, to cause said nuisance to be abated within seven days and in case of neglect so to do, that the Marshal cause the same to be done, and the expense charged to those interested.

Corn court. Whereas a nuisance exists in a passage way leading from Corn Court to Merchants Row, caused by a collection of stagnant water. Therefore it is ordered, that the City Marshal notify the owners or agents of the stables abutting on said passage way to cause said nuisance to be abated within seven days, and in case of neglect so to do, that the Marshal cause the same to be done and the expense charged to those interested.

Adjourned to Thursday evening next, at 8 o'Clock.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall, on Thursday the Thirtieth day of May, A.D. 1844.

Present

The Mayor, and the whole board of Aldermen, except Alderman Howe.

The City Treasurer having
Mortgage
Discharged.
certified that a bond of John Butterfield is paid in full, and
the mortgage given for collateral security should be discharg-
ed. The bond and mortgage are on file in the office of the
Clerk of the Court. Read and thereupon ordered that the
Mayor be and he is hereby authorized and requested to dis-
charge the same on the record.

Treasurer.
Applications for the office of
City and County Treasurer were received from Graham
N. Blanchard, Henry Hunter and Cornelius Felton. Read and
laid down.

A recommendation signed by
Lloyd S. Shaw and others, in favor of James E. Dunn for the of-
fice of City and County Treasurer. Came up from the Common
Council. Read and placed on file.

A copy of the report of three
gentlemen who have examined the facts connected with the
charges preferred against James E. Dunn, by Charles W. Cart-
wright and the correspondence between those gentlemen in connec-
tion with the same. Came up from the Common Council, and
were placed on file.

Kendall
Bond Mort.
The Committee on Paving
to whom was referred the petition of Newell Kendall, and others
praying that a bond and mortgage be given to the City and County
by said Kendall, as principal, and Lucien Burleigh, Jr. and
Charles Crocker, as sureties, to secure the payment of the
assessment for the improvement of Bryant Street, from
Fifth to Sixth Streets, reported that they had examined
the petition and find that the petitioners have complied
with the requirements of the Ordinance in relation to
the improvement of said street, and that the bond and
mortgage presented by the petitioners are sufficient in
form and amount, and recommended that the same be
accepted and approved. Read and adopted.

Kendall
Bond Mort.
Approved.
Ordered, That the bond and mortgage of Newell Kendall,
as principal, and Lucien Burleigh, Jr. and Charles Crocker,
as sureties, to secure the payment of the assessment for the
improvement of Bryant Street, from Fifth to Sixth Streets,
be and the same are hereby approved, and that the Clerk
of the Board of Supervisors be and he is hereby directed
to endorse his approval upon said bond and mortgage.

Kendall
Bond Mort.
Accepted.
Ordered, That the bond and mortgage of Newell Kendall,
as principal, and Lucien Burleigh, Jr. and Charles Crocker,
as sureties, to secure the payment of the assessment for the
improvement of Bryant Street, from Fifth to Sixth Streets,
be and the same are hereby accepted, and that the Clerk
of the Board of Supervisors be and he is hereby directed
to endorse his acceptance upon said bond and mortgage.

Kendall
Bond Mort.
Filed.
Ordered, That the bond and mortgage of Newell Kendall,
as principal, and Lucien Burleigh, Jr. and Charles Crocker,
as sureties, to secure the payment of the assessment for the
improvement of Bryant Street, from Fifth to Sixth Streets,
be filed with the Clerk of the Board of Supervisors.

Kendall
Bond Mort.
Recorded.
Ordered, That the bond and mortgage of Newell Kendall,
as principal, and Lucien Burleigh, Jr. and Charles Crocker,
as sureties, to secure the payment of the assessment for the
improvement of Bryant Street, from Fifth to Sixth Streets,
be recorded in the office of the Recorder of the City and
County of San Francisco.

directed to notify the abuttors to lay the sidewalk adjoining the said Friend Street, at the place intended to be paved. Read, accepted and the order passed.

Collins Dover Road.

The Committee on Paving to whom was referred the petition of John H. Collins for leave to construct niches under the sidewalk in Dover Street, reported, that leave is granted as prayed for under the direction of the Committee on Paving, and subject to an order passed this board April 1. 1844. Read and accepted.

Treasurer's Bond.

Ordered, That the bond to be given by the City and County Treasurer and Collector, shall be a joint and several bond in the penal sum of sixty thousand dollars.

Treasurer chosen.

In Convention.

Agreeably to assignment, the two Boards of the City Council assembled in Convention in the Common Council Chamber, for the purpose of electing by ballot a City and County Treasurer and Collector. Alderman Wetmore and Messrs. Hilton and Gardner were appointed a committee to receive and count the votes. The votes being taken, the committee reported that the whole number of ballots was fifty six necessary for a choice, whereof Mr. James C. Dunn had forty five, Abraham A. Bancroft had three, Henry Wise, nine, Jonathan M. Wilson six, and Daniel L. Gibbens one. There being no choice the members of the City Council again gave their ballots, and the committee reported, that the whole number was fifty two; necessary for a choice twenty seven. James C. Dunn had forty five, A. A. Bancroft, eleven, Henry Wise, six.

J. M. Williams, six; H. D. Harris, two; John Mariner, one, & 207.
Daniel L. Gibbons, one. There being no choice, the members of
the City Council again gave their ballot and the committee
reported, that the whole number was sixty one, necessary for
a choice, twenty six. Jamis E. Fuller had twenty seven and
he was chosen. The ending of the Convention being accomplish=
ed, the two branches separated.

The Committee on Public Danforth.
Buildings have deemed it necessary that a small gore of land
adjoining the Latin and English High School House in Bed=
ford Street and belonging to Mrs Elizabeth Danforth should
be surveyed and added to the front yard of said School house,
this gore of land is six feet on Bedford Street, and runs back
to a point fifty one feet distant and contains one hundred
and fifty five and a half Square feet more or less. Your Com=
=mittee therefore ask leave to report the following order. For the
Committee, M. Brimmer, Chairman. Ordered, That there be
paid to Mrs Elizabeth Danforth one hundred and sixty three
50 dollars, for one Hundred and fifty five and one half feet
of land on Bedford Street, adjoining the land of the Latin
and English High School House, on her giving a sufficient
deed to the City and that the said amount be charged to the
appropriation for building a Latin and English High School
House. Read, accepted and the order passed. Sent down for
concurrence. Came up concurred.

Adjourned to Tuesday next, four o'Clock, P. M.

In meeting of the Board of Aldermen of the City of Boston, held at City Hall, on Tuesday the Fourth day of June, A.D. 1844.

Present,

The Mayor, and the whole Board of Aldermen, except Alderman Preston.

Burnham Friend Stred. Petition of Thomas O. H. P. Burnham for leave to construct arches under the sidewalks in Friend Street and to erect four lamp posts and to be exempted from the payment of the cost of laying sidewalks in said Street. Referred to the Committee on Paving.

Hitchie Shilman Stred. Petition of Uriah Hitchie, and others, to have obstructions removed from the common sewer in Shilman Street. Referred to the Committee on Sewers and Drains.

Macomber Turnpike Stred Petition of Ichabod Macomber to have an abatement abated, which was assessed upon him for a common sewer in Turnpike Street. Referred to the Committee on Sewers and Drains.

Milton & Glocomb. Petition of Milton & Glocomb, to be relieved from the payment of and due from S.W. Mc Clellan Portion to their taking possession of the Store occupied by him, under Faneuil Hall. Referred to the Committee on Public Buildings. Sent down for concurrence. Came up concurred.

Lamp posts. The Committee on Lamps, to whom was recommitted the order respecting removal of Lamp posts from the front of Faneuil Hall in Faneuil Street and the subject of reporting a general order &c made a report, which

was read, and after discussion it was thereupon ordered, that the whole subject respecting lamp posts, be recommitted to the same committee, to consider and report. 214.

The Committee on Finance to whom was referred the petition of Mary M. Oliver asking a repayment of a tax assessed May 1843 beg leave to report: That the husband of the petitioner Daniel Oliver, resided in Cambridge and died June 1842, that the petitioner removed to the City in September following, and was taxed in the City of Boston in May 1843, She was also taxed in the town of Cambridge, She not having given notice to the assessors of that town that the estate of her husband had been settled the year allowed in such cases not having expired. The Revised Statutes. Chap. 7. Sec. 10. provides that the estate of deceased persons shall be taxed in the town in which they resided, until due notice shall have been given the assessors that said estate has been distributed and paid over to the parties interested. The petitioner paid the City of Boston in her own wrong, and was also obliged to pay the town of Cambridge, and She now asks that the amount paid the City should be refunded; which prayer your committee consider should be granted, they therefore report the following order. For the Committee, M. Brimmer, Chairman. Ordered, That the City and County Treasurer be and he is hereby authorized to pay to Mary M. Oliver One hundred and ninety eight dollars and forty cents being the amount taxed assessed May 1st 1843 and by her paid. Read, accepted and the order passed. Sent down for concurrence. Came up concurred.

210.

Treasurer.

A communication was received from James C. Dunn declaring his acceptance of the Office of City and County Treasurer and Collector. Read and sent down.

Ordered

Ordered the Committee on Paving did propose to certain individuals to pay for laying blocks in State Street, provided said individuals shall furnish all the materials for the same, and as this promise was previous to the resolve passed this board not to pave with wood, Therefore ordered, that the Committee on Paving be instructed to renew the same offer to the same individuals to whom the former offer was made, provided the materials are acceptable to the Committee on Paving.

Raymond

Brighton Street.

The Committee on laying out and widening Streets to whom was referred the petition of E. S. Raymond and others that Brighton Street be accepted from Brighton to Charles Street according to an agreement made Dec 28. 1835. ask leave to report: That by the said agreement made between the City and the proprietors of land near Brighton Street it was agreed that the said proprietors should grant for the purpose of a Common Sewer a piece of land extending from Brighton Street four hundred and sixty feet westerly toward the Sea, as described in the said agreement and also should make and fill up a Street over the same of the width of thirty feet. And the City on its part agreed to accept the said Street and to pay the sum of two thousand dollars on the performance of the agreement on the part of the said Raymond and others and the said sum was duly paid

Aug. 1. 1836. The committee therefore report that the said Laid & Location has been called Livingston Street by the said proprietors, ought to be laid out and accepted and they offer for that purpose the following order. Thomas Palmer for Committee. Ordered, That the way described in an agreement made between the City and E. G. Howard and others dated Dec. 28. 1835. and extending from Brighton Street towards the Sea, and bounded on the South by a block of brick buildings and on the North by a line thereby laid out from thence and parallel therewith is hereby laid out as a Street and named Livingston Street. Said accepted and the order passed.

Ordered, That the Superintendent of Streets be and he hereby is directed to cause Livingston Street to be paved from Brighton Street to Charles Street and the expense thereof be charged to the appropriation for paving and repairs of Streets. And the City Marshal is hereby directed to notify the owners of estates abutting on said Livingston Street, to set the edge stone, and lay the side walk, as far as Charles Street, so called, according to law. Livingston Street.

Ordered, That the following rules for the construction of coal holds or vaults under the side walks be and they hereby are adopted by the board. That no coal hold or vault shall hereafter be constructed under the Sidewalks in the City of Boston, shall be as follows. The outer wall next to the carriage way shall be built of heavy granite, and not less than two feet in thickness, and laid in good cement, and the vault or coal hold shall be covered by turning a brick arch, or arches over the same in a good and Coal holds rules.

12. substantial manner as the said vaults or coal holes now is covered with hammered granite of the following dimensions, viz. No granite slabs to be used that are less than four feet in length, or less than four feet in length shall be five inches in thickness in the manner said, and all granite slabs that may be used for covering the said vaults or coal holes that are more than four feet in length shall increase one inch in thickness for every foot in length or in that proportion for any length over four feet. The aperture or opening for the reception of coal to the said vaults shall be covered with a substantial iron plate, with an uneven surface, so as to prevent its becoming slippery.

Streets in Ward 12.

Ordered, That the Committee on Streets, are hereby instructed to consider and report what action is necessary, if any, on the part of this board, to preserve the City's rights, in, and to the streets, lanes, alleys, squares, and other public places, in Ward twelve; and report to this board, all persons using public property for private use and the necessary means to be used to reclaim the same.

Thomas G. Stearns.

Thane Street.

Whereas Thomas G. Stearns of said Boston has given notice to this Board of his intention to erect buildings on Thane Street, in the said City; and, in the opinion of the Board, the safety and convenience of the inhabitants require that the said Street should be widened at the place described in the said notice, it is therefore hereby [illegible] a part of the land now about to be built upon as aforesaid, and laying out the same as public street [illegible] Monday,

the 24th day of June instant at 4 o'clock, P. M. is assigned as the time for hearing any objections which may be made thereto.

Hamilton Street.

Whereas pursuant to an Order of this Board passed on the Thirteenth day of May last public notice thereof having first been given, a Common Sewer has been ordered in Hamilton Street the cost of which was Twenty one dollars and Sixty Six cents; one quarter part thereof being deducted, to be paid by the said City, there remains twenty three dollars 05/100 to be charged to persons benefitted by the same, according to law: It is therefore Ordered, that the persons named in the Schedule hereunto annexed being benefitted as aforesaid, be and they hereby are charged and assessed with the sums therein set to their respective names, as their proportional part of the expense of the said Sewer, and the same is ordered to be collected and notice thereof given to the parties aforesaid, their tenants or lessees.

Auctioneers licensed.

Pearmain and Hall, licensed as Auctioneers and their bond approved.

Rollins.

The Committee on Sewers and Drains to whom was referred the petition of John W. Rollins, to be relieved from the payment of an assessment of a drain in Maw Street, report that the petitioner, together with Mr. Wm. H. Mayo, had leave to construct the Sewer therein mentioned provided it was done at their own expense and that it is not expedient for the City to reimburse any part of the cost of the same. Thomas Fehmer for Committee. Said report accepted.

Adjourned to Monday next, four o'clock P. M.

At a Special meeting of the Board of Aldermen at the City Hall at City Hall on Thursday the Sixth day of June A.D. 1844.

Present,

The Mayor, and the whole Board of Aldermen.

Petition of Hiram L. Hunton, to
Sand Cut Land taken & waiten & to be Sold. Referred to the Com-
Cedar Hall. mittee on Streets.

Adjourned until tomorrow one o'Clock P. M.

At a meeting of the Board of Aldermen of the City of Boston, held at City Hall, on Friday the Seventh day of June A.D. 1844.

Present,

The Mayor, Aldermen Welmore, Lowe, Crane, Wilkinson, Robinson and Hayes.

Treasurers bond

Ordered, That the bond of James C. Dunn, City and County Treasurer and Collector, be and hereby is accepted. He thereupon took the oath of Office, before the Mayor.

Adjourned to Monday next one o'clock P.M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall on Monday the Tenth day of June, A.D. 1844.

Present

The Mayor, and the whole board of Aldermen.

The Auditor of Accounts an- | Auditors
-nual report of receipts and expenditures. Ordered, that the | annual
Auditor of Accounts be and he is authorized to cause eight | report.
thousand and seven hundred copies of the annual report
of receipts and expenditures for the financial year 1843.44.
with it accompanying documents, together with the Trustees
accounts to be printed and distributed for the information
of the Inhabitants of the City. Came up for concurrence.
Read and concurred.

Petition of Andrew Grant & | Grant.
other, to have the bell of St. Marys Church rung at the usual
hours. Referred to the Committee on Bells and Clocks.

Petition of Nathaniel Greene, | Greene
and others, to have the pavement repaired in Lindall Street. | Lindall Street.
Referred to the Committee on Paving.

Petition of Charles Wilkins, to | Wilkins.
have his side walk, corner of Spring and Allen Street, put
in order. Referred to the Committee on Paving.

Petition of the Boston & Worcester | Boston & Worcester
Rail Road Corporation, to have the location of certain Road in | Rail Road.

South Ave. relocated, widen the bridge &c. in order to render the passage over the same more safe, and the petition of S. South Ave. Corporation in aid of the same. Referred to the Committee on Streets.

Harris- Memorial of Richard D. Har-
-ison Road. -ison relating the widening of Union Road. Referred to the Commit-
-tee on Streets.

Harding Petition of Wilder Harding, and
Elm Road. other Ld. Town Road, to called be adopted as the City laid out and accepted and made a continuation of Elm Road. Refer-
-red to the Committee on Streets.

Goring- Petition of Ellis Gray Goring,
-Middlesex Rd. and others to have a common Sewer laid in Middlesex Road. Referred to the Committee on Sewers and Drains.

Engineers. Communication from the board of Engineers of the Fire Department, requesting that certain members of Engine Company No. 13. be reprimanded for neglect of duty. Referred to the Committee on the Fire Department.

Engine No. 8. Communication from the board of Engineers of the Fire Department requesting that the subject of complaint of the Engineers against Engine Company No. 8. for disobedience of orders in leaving the City on the 6th. instant. may be investigated. Referred to the Committee on the Fire Department.

Drew. Petition of Luther Drew for leave to
Boylston Road. construct a coal hold under the sidewalk in front of his house. [illegible] Referred to the Committee on Public Lands. And

Time up concurred.

Petition of Ann Lewis, widow | 217.
of Ezra H. Lewis, to have her dower set off to her in certain | Ann
lots of land, where the ropewalks stood at the bottom of the
Common. Referred to the Committee on Public Lands. Sent
down for concurrence. Came up concurred.

Petition of Theodore Harrington, | Harrington
and others, to have a nuisance abated in Blackstone Square, | Blackstone Square.
occasioned by offal and other offensive matter being placed
there. Referred to the Committee on Public Lands. Sent down
for concurrence. Came up concurred.

The Committee appoint- | Treasurer
-ed by the City Council under an order of May 9th 1844. to | accounts.
audit and settle the accounts of the City and County Treasurer,
from the 30th April to June 1st 1844 have attended to that duty
and found the accounts correctly stated, and that there are
proper vouchers for the same. The Committee find that there
has been received for account of the City of Boston, Seventeen
thousand nine hundred & thirty Seven dollars 44/100; and
that there has been paid on the same account, Fifty four
thousand two hundred & sixty four dollars 53/100, leaving a balance
including the balance per Settlement of May 1. 1844. of one hun-
-dred & eighty one thousand four Hundred & eighty two dollars
03/100 | of One Hundred & forty five thousand one hundred and
thirty four dollars 94/100. The Committee also find that there
has been received on account of the County of Suffolk, nine
hundred and seventy two dollars 09/100 and that there has
been paid on the same account, Four thousand seven hun-
-dred and sixty three 05/100, leaving a balance against the

215. County of three hundred & ninety dollars 46/100
and leaving a final balance in the treasury of one Hundred
& forty one thousand three hundred & forty three dollars 98/100.
And the Committee also report that there appears to be a
balance receivable on Bonds and Notes considered good
amounting to one hundred fifteen thousand six hundred &
forty two dollars 44/100, according to Schedule marked A. here-
annexed which amount will doubtless be paid as the instal-
ments fall due and that the balance receivable on delinquent
Bonds & Notes amounts to ninety nine thousand six hundred
& thirteen dollars 30/100 according to Schedule marked B.
the final payment of said deficit being mostly secured
by mortgages and that all the Bonds and Notes which have
been placed in the hands of the City Treasurer are duly ac-
counted for, and also find the amount due for outstanding
taxes for the year 1872 at the second time and in process of
collection is two Hundred and ten thousand fifty nine dollars
& 46/100 which if paid by the 2nd day of the whole amount
will be allowed during that period, according to Schedule
marked C. All of which is respectfully submitted. Per order
Whiting, Fifth Ward Committee. Committee. Accepted in Common
Council. Came up for concurrence. Read and concurred.

Treasurer's
Rep't &c.

The Joint Committee who were
instructed to superintend the delivery over of the books, papers
and monuments belonging to the office of City and County
Treasurer and Collector to the successor of the late Treasurer,
ask leave to Report; That they have delivered over the said
books, papers and monuments to James C. Dunn Esq. who

-en been duly chosen and qualified to the said offices and
that he has given proper security for the same, and also
for the several roads and notes belonging to the City and
for the balance in each or Fund as described in the Mi
-nute Book kept and held in the account of the late Treasu
-rer which has been duly audited and settled to June 1. 1854.
Same reference for the Committee. Read and accepted. Sent
down for concurrence. Came up concurred.

A Communication was re- City Attorney.
-ceived from Eldridge G. Austin, Esq. City Attorney, declining
to be considered a Candidate for re election. Read and
Ent down.

Order of the Common Coun- City Attorney.
-cil to recommitt the report of the committee, abolishing the
office of City Attorney, to the same committee, with instruc-
-tion to obtain from the City Solicitor and City Attorney,
detailed Statements of the duties of their respective offices.
Came up for concurrence. Read and concurred.

Order of the Common Council City Attorney.
instructing the committee on the subject of abolishing the of-
-fice of City Attorney to report to the City Council the amount
of Salaries and fees which have been paid for transacting
the law business of the City government in each year since
the establishment of the office of City Attorney and also in
each of the five years preceding the establishment of the
office stating in both cases the expenditure in each year se-
-parately. Came up for concurrence. Read and concurred.

220.

Boston & Worcester Rail Road

Memorial of the Boston and Worcester Rail Road Corporation, stating, that certain stables and dwelling houses adjoining said Rail Road in South Boston are destitute of suitable drains to carry off the waste water from the same, in consequence of which it flows on said Rail Road and praying that suitable drains may be constructed &c. Referred to the Committee on Internal Health.

Neck lands Sewers.

Communication from the Superintendent of Sewers and Drains, in relation to Sewers on Neck lands, west of Dorchester Street. Referred to the Committee on Public Lands. Sent down for concurrence. Came up concurred.

Mill Creek Sewers.

Communication from the Superintendent of Sewers and Drains, in relation to the Sewers in the Mill Creek which is now filling up. Referred to the Committee on Sewers and Drains.

Grinnon Land.

Ordered, That there be paid to Jon. L. Grinnon one hundred and thirty six dollars & thirty five cents, in full for one hundred and five feet of land, being part of a lot of land containing eight hundred and sixteen feet taken & widen Cross Street by an order of the Board passed August 16. 1841. and the remaining part having been heretofore settled and paid for; And that the same be charged to the appropriation for unliquidated claims for widening and extending Streets in former years; provided the said Grinnon give a sufficient deed and release of all damages.

Burnham.

The Committee on Paving to whom was referred the petition of Thomas O. H. P.

[illegible] to be continued across under the Sidewalk for occupancy. also to erect [illegible] Coal holes in the Sidewalk, ordered, that the petitioner have leave to withdraw his petition. Read and accepted.

Whereas a nuisance exists on Sundry estates on Charles, West Cedar and Chestnut Sts. and Chestnut Sts. are reported in the Main rain Water that the waste water from the said estates cannot pass off under ground. Therefore it is ordered that the City Marshal cause the owners or agents of the estates on said Streets &c. to cause a good and sufficient drain to be laid without delay, and in case of neglect &c to do, that the Marshal cause nuisance to be abated as above, and the expense charged to those interested. Charles, West Cedar & Chestnut Sts.

On the petition of Benjamin Crombie and others to have a common Sewer laid in Canton Street. and now it appearing to this board that notice has been given, agreeably to the order passed on the 27th. ultimo, and no person appearing to object, it is therefupon ordered, that the Committee on Sewers and Drains, be and they are hereby authorized to cause said Sewer to be constructed, and to assess the expense thereof according to law. Crombie. Canton Street.

The Committee on Laying out and widening Streets to whom was referred the notice given by Mary Rand of her intention to build on Anne Street took care to report that the parties interested cannot agree respective line should be established for the future widening of the said Street at the place mentioned in the said notice and they therefore report an order [illegible] Rand. Anne Street.

222 mittee. Ordered That the line hereafter described be and the same is hereby established as a prospective line for the future widening of Anne Street and that no building shall be permitted to be hereafter erected to the Southward of the same_ that is to say beginning at the intersection of the Northerly side of Anne Street and the Westerly side of Gun Canal Street, and thence drawn straight to the North westerly corner of a piece of land taken from the estate of Warren Mansfield, by an order of this board passed Nov. 29. 1841_ to widen the said Anne Street_ The said prospective line being laid down on a plan of the said Street made by S. P. Fuller dated Dec. 1826. in the office of the Mayor and Aldermen. Read, accepted and the order passed.

Resolved, That the safety and convenience of the Inhabitants of this City require that Green Hill Street should be widened and that public it is necessary to take and occupy a piece of land belonging to Lucy Ann Green in the said Section bounded as follows, viz: Easterly by a piece of land heretofore taken to widen the said Street there measuring three feet and six inches Southerly by other land of the said Green there measuring thirty three feet and four inches, Westerly by land now or late of Lucien Tiffenbine, there measuring about six and Northerly by Green land there measuring about thirty one & containing one hundred and thirty eight feet, more or less. And Whereas due notice has been given of the intention of the Board to take the said parcel of land for the purpose aforesaid, as appears by the return thereof annexed. It is therefore Ordered, That

the parcel of land before described be, and the same hereby is, taken and laid out as a public Road or way of the said City according to a plan of the said Road made by G. F. Miller dated June 1. 1844 and deposited in the office of the said Mayor and Aldermen.

The Committee to whom Sikes
was referred the petition of John Sikes, and others, to have Biller- Billerica Road.
-ica Road accepted, reported, that it is not expedient to accept said way, it not being sufficiently completed for having said Road accepted.

Adjourned to Monday next, four o'clock P.M.

At a meeting of the board of
Aldermen of the City of Boston held at City Hall on Monday
the Seventeenth day of June, A.D. 1844.

Present,

The Mayor, and the whole board of Aldermen.

Petition of H. W. Ward &c. for Ward.
a license to exhibit living animals. Referred to the Committee
on Licenses.

224.

Petition of Hannah Gunnow,

Gunnow. for leave to build a fence in her land on the corner of Hanover and Friend Streets, settled. Referred to the Committee on Streets.

Second Church Hanover Street.

Petition of the Second Church and Society, to be paid for land taken to widen Hanover Street. Referred to the Committee on Streets.

Bannister - Sea Street.

Petition of John F. Bannister, and others, to have the sidewalk in Sea Street made of a proper width. Referred to the Committee on Streets.

Adams Kilby Street.

Petition of Benjamin Adams, for leave to construct coal holes under the side walk in front of his estate in Kilby Street. Referred to the Committee on Paving with full power.

Tinney - Friend Street.

Notice of Peter Tinney, to be paid for a road closing Warden Place. Petition of Wm. Gilmore, and others to have Warden Place opened, and the encroachment of Wm. Reid and others against the reducing of said Street more than eight or twelve inches. All referred to the Committee on Paving.

Melcher.

Petition of Levi Melcher, for leave to construct a coal hold and a cellar way, in front of his building in Hanover Street. Referred to the Committee on Paving.

Sutter.

Petition of C. A. Sutter, for leave to construct coal holds under the side walk in front of his building in Stanford Street. Referred to the Committee on Paving.

Petition of Samuel Speed, Speed
to have the direction of Charlestown Street determined, where Charlestown St.
it is about building. Referred to the Committee on Paving.

Petition of Amasa Pray, Pray
to have South Street paved. Referred to the Committee on Paving. South St.

Petition of Ferdinand Gori, Gori
to have a nuisance stated in Findal Street. Referred to the Findal St.
Committee on Internal Health.

Ordered, That the Committee on Paving be and they are hereby directed to cause so much Cambridge
of Cambridge Street to be repaved, commencing at the bridge, as St.
far down from Sudbury, and the expense thereof to be charged to the appropriation for paving and repairs of Streets. And that
the City Marshal be and he hereby is directed to notify the
abutters on said Street, to lay their side walks in front of
their estates according to law.

Ordered, That the Superintendent of Streets be, and he hereby is directed to cause Hawkins Hawkins
Street to be repaved and the expense thereof be charged to the St.
appropriation for paving and repairs of Streets. And the City
Marshal be and he hereby is directed to notify the abutters on
Hawkins Street to lay their side walks in front of their estates,
according to law.

Ordered, That there be paid Thomas
to Thomas Eastman, twelve hundred and fifty dollars in full Eastman
all damages by him sustained as tenant of an estate at the
corner of Hanover and Cross Street, by the taking of a part of the

226 said estate to widen Cross Street, by an order passed the 11th day of December last. And will in full for all damages & claims & expenses and finishing the building therein, paying all and all the damages and expenses mentioned therein, provided it can be done for a sufficient sum. And that the same be charged to the appropriation for unliquidated claims for widening and extending Streets in former years.

Ordered, That there be paid to Josiah Brown and Frederick Gould, eighteen hundred and twenty seven dollars in full for two hundred and sixty one feet of land taken to widen Richmond Street, by an order passed the twenty seventh day of May last on their giving a sufficient deed and release of all damages. And that the same be charged to the appropriation for laying out and widening streets.

Order of the Common Council instructing the joint committee now charged with making arrangements for the celebration of the coming fourth of July, to consider the expediency of providing a collation or dinner, for the several ward officers, the members of the city government, and such other guests, as it has been customary to invite on the occasion; and that said committee be authorized to provide for the same, if they deem it expedient. Came up for concurrence. Read and concurred.

Order of the Common Council, directing, that the committee to whom was referred the subject of [illegible] the office of City Attorney be further instructed to consider the subject of [illegible] the office of City Solicitor

-ter. Came up for concurrence. Read and nonconcurred.

The Committee on Salaries reported an order establishing the salaries of the City of Boston and County of Suffolk. Passed in Common Council with amendments. Came up for concurrence. Read and passed with amendments. Sent down for concurrence. Came up nonconcurred. This board adheres to its own vote and appoint a Committee of Conference, vide July 24. 1844. Salaries.

Ordered, That due notice be given that this Board will, on Monday, next at 4 o'Clock, P.M., take into consideration the expediency of laying up and relaying the Common Sewer in Stillman Street and of assessing the expense thereof on all persons who may enter their particular Drains into such Common Sewer, or who by any more remote means shall receive any benefit thereby. Any person making objections thereto, will then and there be heard. Stillman Street.

Ordered, That due notice be given that this Board will, on Monday, next at 4 o'Clock, P.M., take into consideration the expediency of laying a Common Sewer in Charlestown Street and of assessing the expense thereof on all persons who may enter their particular Drains into such Common Sewer, or who by any more remote means shall receive any benefit thereby. Any person making objection shall, will then and there be heard. Charlestown Street.

On the petition of the Boston and Worcester Rail Road Corporation and of the South Cove Corporation, Ordered, That due notice be given to the said Corporations and to all persons interested, that this Board intend to alter the location of part of Lincoln Street, and for that purpose to discontinue that part of the said Street lying between Harvard and Ontario Streets, as called on the plan of the said South Cove; and to establish a new line for the part so to be discontinued, to the Westward of its present location; and to alter and establish the width of the same. And that Monday next at four o'Clock, P. M. is assigned for considering any objections that may be made thereto.

Lamp posts in Court Street.

Ordered, That the City Marshal be directed to cause to be removed within six days, two lamp posts standing in Court Street upon the side walk in front of the building known as Concert Hall.

December

The committee to whom was referred the petition of Edward Lucombe, to have an allowance for a common sewer in Turnpike Street allowed, reported, that the petitioner have leave to withdraw his petition. Read and accepted.

Saint Paul's Church rel.

The committee on the petition of Nathan Saint and others, to have the rent in St. Paul's Church remitted in the usual form, reported that the petitioners have leave to withdraw their petition. Read and accepted.

Shaw

Petition of John C. Shaw, to have some compensation made to him, he having broken his knee

[illegible] in going to a fire in Blackstone Street, by reason into
a hole in said Street. Returned to Aldermen Crane & Longley,
with such as the Common Council may join to consider and re-
port. Sent down for concurrence. Came up concurred, and the
Common Council joined on its part. Messrs. Turner, Davis and J. M.
Hall.

Ordered, That notice be Milk &
given to the selectmen and others interested in the Purdon Union Sts.
estate, so called, at the corner of Milk and Hawley Streets,
that this board intend to widen the said Streets by taking a
part of the said estate and that Monday next is assigned
for hearing any objection which may be made thereto at four
o'clock, P.M.

The Committee to whom Boston &
was referred the petition of the Boston and Worcester Rail Road Worcester
Corporation, representing "that several estates and dwelling hou- Rail Road.
-ses adjoining said Rail Road, are destitute of suitable drains to
carry off the waste water from the same, and it, in consequence
flows upon the said Rail Road, to the injury thereof, and in a
manner to be offensive to the passengers thereon." beg leave to re-
port that they have attended to the duty assigned them and
find the nuisance to be as set forth in said petition and
would recommend that an order be passed, directing the City
Marshal to notify the owners of estates adjoining said Rail Road
where the above mentioned nuisance exists, to cause good &
sufficient drains to be laid, within a reasonable time. The
Committee would further report that in their consideration
of the subject, they were informed by the Committee of a
nuisance exists on the land belonging to the Boston & Worcester

230. Rail Road, caused by the estates on Curve and East Orange [illegible] Land filled with good and sufficient drains to carry off the waste water underground, thereby causing an [illegible] nuisance. Resolved, That the City Marshal cause the owners or agents of the above mentioned estates, to be notified to cause drains to be laid to their several estates, within seven days, and in case of neglect so to do, that the Marshal cause said nuisance to be abated at once and the expense charged to those interested.

Fremont Street — Grove near Neck lands

The Committee on Public Lands to whom was referred a communication from the Superintendent of Common Sewers, in relation to the extension of drains rendered necessary by the widening of Fremont Street, have considered the subject and ask leave to report: That in February last, they voted to widen said Street, or road, twenty feet, making it eighty feet in width; and on the Southerly side they have caused upwards of 150 shade trees to be set, with the design to place an equal number upon the opposite side when the widening shall be completed. It now appears that the drains must be continued where they end with the present width of the road; and your Committee have directed the Superintendent to cause the same to be done, and they suppose that no further action of the City Council, upon that subject is necessary. Graham for Committee. Read and accepted. Sent down for concurrence. Came up concurred.

Grove

The Committee on Public Lands, to whom was referred the petition of Ann Lewis, praying for

the payment of her dower in certain lands, sold by her husband, Joseph W. Lewis, to the City of Boston, having considered the subject, passed the following Report: The land in question situated at the bottom of the Common, and formerly occupied by ropewalks, numbered 1 2 and 3, was purchased by the City, in the year 1824, of Joseph W. Lewis, at a price determined by five referees, or commissioners, mutually chosen by the parties for that purpose. The amount awarded for the payment of this land was $33500. which sum was paid in the City securities: viz. in the assumption of sundry mortgages upon the property, and several small charges, amounting to $29473.03, which mortgages were severally assigned to the City: and, second: by a payment in money of $4026.97. amounting in the aggregate to the price agreed upon, viz to $33500. and a deed of warranty of this property was executed and delivered to the City, by the said Joseph W. Lewis, dated February 25th 1824: which deed was duly "received, entered and examined" by the Register of Deeds for the County of Suffolk. The Committee further find that at the time of the purchase of the estate, and the execution of the deed aforesaid, Ann Lewis, the present petitioner, and wife of Joseph W. Lewis, was an inmate of the Lunatic Asylum at Worcester, and, in behalf of Ann W. Lewis the Legislature of Massachusetts, which petition was made prior to the date of his deed to the City, praying that he might be authorized to sell to the City of Boston the right and title of his wife to dower, in the lands herein referred to, a resolution was passed by said Legislature, authorizing said Lewis to sell to the City of Boston the right of dower in the land aforesaid, providing however, that the value of said dower should be ascertained

by the Commissioners before named, who appraised the value of the land in question, and that the sum thus estimated should be retained by the City and the interest thereon annually paid to Eliza M. Lewis, so long as her wife Mrs Lewis, should remain deprived of her reason. And the resolve contains the further provision that if the said Mrs Lewis should be restored to her reason, then the said money should be paid, by the City, to her order. And the Committee further report, that the said Mrs Lewis was discharged from the Mc Lean Asylum at Charlestown on the first day of April 1844 and on the 24th of the same month did release, and forever quitclaim to the City, for the consideration expressed in the deed of Joseph W. Lewis, to her secured to all her right and title in Dower in the property described in said deed, which release was duly received and recorded by the Register of Deeds. As there is abundant evidence that the said Lot of land purchased of the City, of Mr Lewis, and known as the Sewall land, has been long since paid, and as the City possess the recorded declaration of the said Eliza M. Lewis and his wife the Committee are of opinion that the petitioner has no further claims, on account of the purchase from the City, and they recommend that she have leave to withdraw her petition. For the Committee, Abraham T. Lowe. The Committee on Public Lands ask leave to Report: that since the substance of the foregoing report was agreed upon, and only delayed on account of the death of the husband of the petitioner, from delicacy to her feelings, another petition has been received from said petitioner, and referred to the committee, upon the same subject; but as it contains nothing to invalidate the ground of the foregoing re-

=port, they conceive that no further action is necessary upon the subject. Abraham J. Loure, for Committee. The foregoing re=port read and accepted. Sent down for concurrence. Came up concurred.

The Committee on Paving Wilkins.
to whom was referred the petition of Charles Wilkins, requesting that the side walk in front of his estate at the corner of Spring Street may be put in repair, submit the following report; that the Committee has duly considered the subject and are of opinion that there is but one course for this board to pursue, and that is, to carry out the law in relation to side walks. The law makes it the duty of every abutter on the Street to make and keep in repair the side walk in front of his premises when the Surveyors of highways shall cause the Street to be paved. And if the abutter refuse so to do for twenty days after notice thereof, it then becomes the imperious duty of the Surveyors of highways to make and repair the side walk at the cost of the said owners; and the committee will follow the course the law points out, as far as they are able, unless otherwise directed by this board, and they cannot see any reason why the board should deviate from the established custom in the case under consideration. The Committee therefore recommend that the pe=titioner have leave to withdraw his petition. Sarra Crane, for the Committee. Read and accepted.

The Committee on Lamps Carr[illegible]
to whom was referred the petition of [illegible] to have a lamp lighted in Groton Street, report that said Street has not been accepted by the City, and is not in a condition to be ac=cepted, and the committee recommend the petitioner have leave

[illegible] petition. Sara Crane, for the committee. Read and accepted.

Jaw: The Committee on Public Lands to whom was referred a petition of Luther Jaw asking leave to construct a wall laid in mud & the building now erecting by him on the extension of Boylston Street" ask leave to report: That they have granted said Jaw to construct a wall as asked, subject to the provisions of an order, in relation to the subject, passed April 1st 1844. Graham T. Crane, for Committee. Read and accepted. Sent down for concurrence. Came up concurred.

Gray- Poland Hall. The Committee on Paving to whom was referred the petition of Asa Gray for leave to construct a coffer under the sidewalk in Poland Street, recommend that leave be granted as prayed for under the direction of the Committee. Sara Crane, for the Committee. Read and accepted.

Norcil- South Cedar St. The Committee on Lamps, to whom was referred the petition of George Norcil, and others, to have Lamps placed and lighted in South Cedar Street, report that said Street has not been accepted by the City, and is not in a condition fit to accept, therefore the Committee recommend that the petitioners have leave to withdraw their petition. Sara Crane, for the Committee. Read and accepted.

Public Buildings. The Committee on Public Buildings to whom is intrusted by ordinance the duty of purchasing land for the erection of Public Buildings, ask leave to report, that in compliance with an order of the City Council, dated April

11th. 1844. they have purchased a lot of land, at the corner 235
of Causeway and Lancaster Streets, being equi-distant as near
as may be between the Endicott and Wells School Houses, for
the erection of a Grammar School House and that they were
induced to this purchase as well from the central position as
from an accepted offer of the premises. The Committee
were about to purchase the land then owned by Mr. Jr.
Washburn, being 9763 & 2/3 sq. feet, and they deem it for the
interest of the City, that a portion of the land in Causeway
Street, there measuring 74 feet and running back on Lancaster
Street 44 feet, more or less, and containing 3071 feet, more
or less, should be re-sold. They therefore recommend the
passage of the following order. For the Committee, M. Brim-
mer, Chairman. Ordered, That the Committee on Public
Buildings be and they are hereby authorized to sell at auc-
tion, or otherwise, a lot of land on the corner of Causeway
and Lancaster Street belonging to the City, and containing three
thousand and twenty one feet more or less. A. Read, accepted &
the order passed. Sent down for concurrence. Came up concurred
with an amendment as follows, viz: At A. insert "the proceeds to
be added to the funds" & "the cost of erecting a Grammar Sch.
on the contiguous land". Read and concurred.

Adjourned to Monday next, four o'Clock. P.M.

At a meeting of the Board of Aldermen in the City Hall on Monday the twenty fourth day of June A.D. 1844.

Present.

The Mayor, and the whole Board of Aldermen, except Alderman Robinson.

Treasury Department.

The Joint Special Committee appointed by the order of May 13th in relation to the Treasury Department ask leave to Report: That the Committee were under the necessity of appointing a Sub Committee to examine the books of the Treasurer and to report what alterations were necessary in the mode of transacting the business of that office. The Sub Committee made a report which was accepted and is herewith submitted and made a part of this report. Your Committee further report the annexed order for the consideration of the City Council. To the Committee H. Brimmer Chairman. The Sub committee appointed by the joint Committee of the City Council on the subject of the Treasury to be notified in the office of the City Treasurer and leave to Report: that they have examined with due attention the present mode of doing business in the office and of keeping the various books and accounts, and have also made some enquiries as to the system pursued in other municipal institutions for the purpose of enforcing a due degree of accountability among their various officers. They find however a little variety existing between those institutions and the City Treasury, that but little light can be derived from them on this subject; they all appear to have adopted checks and restrictions upon their officers, peculiar to themselves respectively, which it would be impossible for the

City a reserve for its own security. With regard to the mode
now practised in the office of the City Treasurer of keeping a
proper security to the public money the Sub Committee are
unable to suggest any alteration which in their opinion would
be any improvement. And they believe that the system of checks
and restrictions now provided for are all which at present
are required or which can be enforced consistently with
the necessary despatch of the business of the office. The
present system however, belongs to the present incumbent, and
has not yet been recognized by the City Government. The
Sub Committee are of opinion that this should be done.
and that the report to be made hereafter by this Committee
to the Council should distinctly recommend that the present
mode of keeping the books and accounts of the City Treasury
should be henceforth continued. That it not be deemed necessary
that the same should be provided for by an ordinance but
that the subject should be left open for alterations and im-
provements which may be necessary from time to time here-
after. And in the meantime that there should be appointed
a joint Standing Committee of the City Council, whose duty
it should be to exercise a continual supervision over the
department and to examine and to report to the City Council
at every conference in each quarter the state of the Treasury.
and that this Committee should consist of five members,
two on the part of the Mayor and Aldermen, and three on the
part of the Common Council. The Sub Committee are not
aware of any other alteration that is now expedient in the
internal arrangement of the duties of the office. It is
however probable that, at no very distant period, it may be necessary

238. to make a great division of the duties of the office by separating the City Treasury from that of the County or to consider the duties of receiving and those of disbursing to different officers or in some other way, but the Sub Committee do not deem that the amount of business requires such an alteration at present. Nor do they think it expedient to recommend the withdrawment of any new matter in the department in which the duty of the Treasurer would be diminished or his responsibility be in any way affected. From all the checks and restrictions which can be devised however, for the management of the business of the City Treasury, the committee must be aware that no absolute and perfect security for the public money can be obtained. Its ultimate safety must after all depend on the character of the incumbent of the office. It therefore behoves the City Council to use the utmost caution, in selecting the individual to whose faithfulness discretion firmness and skill they will be called to confide so much. And the Sub-Committee are of opinion that, in order to compensate the services of any one who will possess the qualifications necessary for the office it is in the first place necessary to increase the present salary. The compensation of the former Treasurer was about three thousand dollars. It was reduced to Seventeen hundred when the present incumbent was elected in 1832, and was subsequently increased to the present sum of Eighteen hundred and in the meantime the business has increased three fold. The Sub Committee consider this sum as wholly inadequate for the duties and responsibilities of the office, and of so much importance do they deem that part of the inquiry,

but they recommend that the Committee should not report by offering an order to the City Council establishing the salary of the City Treasurer at the rate of twenty five hundred dollars per annum. Respectfully submitted, Thomas Pelmare, for the Committee. Ordered, That a Joint Standing Committee of the City Council shall be annually appointed, to consist of five members, two of whom shall be of the board of Mayor and Aldermen, and three of the Common Council, to be called "The Committee of the Treasury Department" whose duty it shall be to have a general supervision of the mode of transacting the business of the City and County Treasury, to see that the present mode of keeping the books, and ensuring accountability for the public moneys, and other property in that department, is adhered to, as far as the same may be found expedient; and to make a quarterly examination of the Treasurer's accounts and report them to the City Council. Ordered, That, from and after the first day of June next, the salary of the City and County Treasurer shall be at the rate of twenty five hundred dollars per annum. The first of the orders passed in Common Council and the second order was indefinitely postponed. Came up for concurrence. Read and concurred.

Application of U. W. Sears & Co. for a license to exhibit live animals at East Boston, and in the back bay. Referred to the Committee on Licenses. Sears & Co.

Petitions of George H. Gilmore, and others, and John Hobbs, and others, to have Trine Street widened. Referred to the Committee on Streets. Gilmore & Hobbs. Trine St.

240.

Petition of Frederick Gould and

Gould & Swan Petition of Same to be paid for land taken to widen Richmond Richmond Street. Street, there being a mistake in the measurement as made by the original grant. Referred to the Committee on Streets.

Petition of Nathaniel Faxon, for the

Faxon Petition of Same to be paid for land taken to widen Cross Cross St. Street. Referred to the Committee on Streets.

Petition of Benjamin Wheeler to

Wheeler Petition of Same to be paid for land taken to extend Richmond Richmond Street. Street. Referred to the Committee on Streets.

Petition of Benjamin Guild,

Guild Petition of Same to have Hanover Street widened. Referred to the Hanover St. Committee on Streets.

Communication from the Treasury

Rainsford Island Department of the United States to ascertain upon what terms the use of the wharf occasionally, and one of the sheds at Rainsford Island can be had for the purpose of depositing Coal for the use of the Iron Revenue Steamer to be located at Boston. Referred to the Committee on External Health.

Petition of Isaac Adams, to have a

Adams Petition of Same to have a Broadway. common sewer laid in Broadway. Referred to the Committee on Sewers and Drains.

Petition of G. M. Dexter, to have a

Dexter Petition of Same to have a Bacon St. common sewer laid in Bacon Street. Referred to the Committee on Sewers and Drains.

Whereas the proprietors of the Athenaeum have given notice to this Board of their intention to erect buildings on Bond Square and Lemon Street, in the town of ... and in the opinion of the Board the safety and convenience of the inhabitants known that the said Street should be widened at the place described in the said notice, it is therefore hereby Ordered, That due notice be given to the said Proprietors that this board intend to widen the Streets before mentioned, by taking a part of the land now about to be built upon as aforesaid, and laying out the same as a public Street and that Monday the first day of July next at 4 o'clock, P.M., is assigned as the time for hearing any objections which may be made thereto. Athenaeum. Bond & Lemon Sts.

Notice having been received from the Common Council that they had nonconcurred in the amendments proposed, by this board, to the 2d & 10th sections of the order establishing the salaries of the City and County officers. This board adheres to its former vote upon those subjects, and thereupon ordered, that Aldermen Wetmore and Rogers, be a committee to confer with such committee as the Common Council may appoint on its part relative to the subject matter of difference between the two boards. Sent down for concurrence, and the Common Council, joined on its part Messrs Richardson and Smith, &c. Salaries.

An ordinance abolishing the office of City Attorney passed in concurrence with the Common Council. City Attorney.

Petition of Elijah L. Johnson praying that the City ... Johnson.

242. houses in Ward 3rd. Referred to the Committee on Streets.

Hunt & Goring

The Joint Special Committee of the City Council, to whom was referred the petition of Edward F. Hunt and William Goring, praying to be remunerated for expenses, and services rendered by them in arresting and causing to be convicted, Samuel Harriot the incendiary, have attended to the duty assigned them, and ask leave to report; That the Committee have had the subject, that was referred to them, under consideration, and the petitioners' council was present and was heard in their behalf, the City Attorney was also present in behalf of the City; and after a full hearing of the subject, it was admitted by all that the account set forth in the petition was moderate and the services rendered, was correct and reasonable, amounting to One hundred & seventy four dollars. After the conviction of Harriot the petitioners demanded of the City a thousand dollars, which had been offered as a reward for the detection of incendiaries a long time previous to the commission of the crime, the City refused, and a suit was brought by the petitioners to recover the reward, in the suit the petitioners were cast and had to pay a bill of costs of fifty two dollars, and it was admitted by the attorneys present, that other expenses of the petitioners in carrying on the suit would amount to one hundred and fifty dollars. It appears to the committee that the City requested and advised the suit, that the question might be legally adjudicated, and as it is now decided, the petitioners have no claim on the City, they come and pray to be remunerated the expenses they have been at, and for services rendered, also to have the

bill of cost abated. The question then recurs to the Committee whether or not, the City ought to make any remuneration to the petitioners, either in justice, honor or policy; And the Committee after viewing the whole case, and duly considering all the circumstances attending it, are of the opinion, that ought to be some remuneration made to the petitioners for the expense they have been at, and services they have rendered the public, by arresting and bringing to justice a person so dangerous to the public when at large, as the one alluded to; and they hold it to be good policy in the City Government to see that the Police officers do not suffer in their pecuniary interest for arresting and bringing to justice incendiaries & other dangerous persons who prey upon the community. The petitioners have prayed to be relieved from the bill of cost, but the Committee are of the opinion the City Council ought not to abate the bill of cost, inasmuch as certain fees are included in the bill of cost which belong to the Sheriff and Attorney for the City, and their salaries are somewhat based on the fees in such cases; it would therefore interfering with their interest and would be unjust with them. The Committee do therefore recommend the passing of the following order. For the committee, Sparra Crane, Chairman. Ordered, That there be paid out of the City Treasury, to Edward P. Hunt and William Young, three hundred and twenty one dollars for expenses, and services rendered by them, in arresting and causing to be convicted, Samuel Marriot the incendiary. And that the Mayor be requested to draw his order on the City Treasurer for the same amount, and that the same be charged to the appropriation for Miscellaneous items and Incidental expenses. Read in Common Council. Come up for concurrence. Read and concurred.

244. Ordered, That the City Treasu-

rer and he ~~is~~ is authorized to borrow under direction of the

borrow money. Committee on Finance, a sum of money, not exceeding three hundred thousand dollars in anticipation of the income of the financial year 1844-45 and that all sums of money borrowed under this order shall be made payable within the said financial year. Passed in Common Council. Came up for concurrence. Read and concurred.

Higgin Union Road. Ordered, That there be paid to Charles C. Higgin fourteen hundred and sixty dollars in full for all damages to him sustained by reason of the taking part of the Shed occupied by him in Union Street for the purpose of widening the said Street, and of the removing the building or part thereof, therefrom. And also in full for all his interest and estate in the lease of the said building made to him by the late Union Wood, his devisees or representatives, provided he give a sufficient release and discharge for all damages, and that the same be charged to the appropriation for laying out and widening Streets.

English High School. The Committee on Public Instruction to whom was referred the order of March 7. 1844 in relation to the alteration necessary to fit the High School House in Pinckney Street to the accommodation of a Grammar School which is to be opened and have examined the building and would respectively recommend that the partitions in the second and third Story should be removed, the windows on the west side, in both Stories lowered and enlarged and that both rooms be properly ventilated and their Stairs repaired. Estimates have been made of the expense of these alter

=ations, and found not to exceed three hundred dollars, but as, 2.45.
in the progress of the work other repairs may be found to be nec
=essary, it is deemed expedient to appropriate five hundred dol-
=lars for the purpose. Your Committee report the following order.
For the Committee, M. Brimmer, Chairman. Ordered, That the
Committee on Public Buildings be authorized to remove the parti-
=tions, lower and enlarge the west windows in the second and
third Stories of the High School House and properly reinforce
the same, also to repair the stairs, and to fit the building for
the accommodation of a Grammar School, provided the expense
does not exceed the sum of A five hundred dollars, to be charged
to the appropriation for the repairs of (B) Grammar Schools.
Passed in Common Council with this amendment: at A insert
"twenty". Came up for concurrence. Read and concurred, with an
amendment, in the order at (B.) Strike out "grammar Schools,"
and insert the English High School House, in Pinckney Street.
Sent down for concurrence.

The Committee on the Fire De- Engine
partment to whom was referred the charge of Engineer Frank
Williams against Engine Company No. 6 have leave to report:
That in consequence of the frequent alarms of fire, of which it
was found that a large proportion took their rise out of the City,
it was deemed expedient that arrangements should be made
with the Fire Department of the neighboring towns by which
no engines were to enter or go out of the City unless they were
sent for, orders were accordingly given to the several engineers.
And the arrangement has been of great mutual advantage.
On the afternoon of June 6th there was a fire at Cleary

M. engine company No. 1 were proceeding along the second street, under the command of the third officer, when it was stopped by Engineer Green who communicated the orders of the Chief Engineer that the Engine should not proceed. He then stated to Foreman Reid to stop the Engines. The third officer Smith, however, took a vote of the Company, which voted to go, and were proceeding, when it was again ordered by the command of Engineer Williams, at this time the first and second Foremen came up, and after some debate as to where the fire was, and in relation to their order and further the Foreman of the Company put it to vote a second time whether the Company would go, then voted to and went, contrary to orders. Your committee have heard the parties and examined into the facts, and are of opinion that the proceedings of the Company were in gross disobedience of orders, and a marked disrespect to their superior officers and one which a due subordination in the Fire Department requires should not be overlooked. The putting the question to a vote twice by the several officers was a rare and improper course, and one which connects the privates directly with the disobedience of their officers, and was a deliberate insult to their superior officers. In view of all the circumstances of the case, your Committee recommend the passage of the following order. For the Committee, M. Brimmer, Chairman. Ordered That Miller Engine Co. No. 4, Foreman, and Foreman Smith Hook & Engine Company No. 6 and they are hereby discharged, for disobedience of orders on the 8th of June 1854 and it is further Ordered, That Engine Company No. 3 be reprimanded for improper conduct and disobedience of orders

on the same occasion. Read, accepted and the order passed. 247.

The Committee on Paving Quincy-
to whom was referred the communication of the Hon. Josiah Pavement.
Quincy and others, giving notice that they were about to
close Worden Place, so called have considered the subject
and the Committee have some doubt as to the right of indi-
viduals to close the said place, the citizens having enjoyed
a free passage over it for a long time, and it is our opinion it
would be of considerable inconvenience to persons passing in
that vicinity; but in case that the City rights may be
maintained and the subject more thoroughly investigated, the
Committee recommend that the subject be referred to the Com-
mittee on Streets, and the whole board visit the premises, So
they may better understand the rights of the City, and the wants
of the community. Sara Crane, for the Committee. Read and ac-
cepted.

Agreeably to assignment the Port Physician.
board proceeded by ballot to the choice of Port Physician and
the votes being taken, it appeared that Jerome V. C. Smith. M. D.
was chosen. Sent down for concurrence. Came up concurred.

Agreeably to assignment, the Consulting
board proceeded by ballot to the choice of the Consulting Physi- Physicians.
cians, and the votes being taken, it appeared that Peter Slade,
C. Warren, Jr. Geo. Hayward, Geo. C. Shattuck, Thos. Dwight
Jun. were chosen. Sent down for concurrence. Came up con-
curred.

218.

Assessors. Agreeably to assignment the Board proceeded by ballot to the choice of Auditor of Accounts, and the vote being taken it appeared that Edward Copeland Jun.r was chosen. Sent down for concurrence. Came up concurred.

City Solicitor. Agreeably to assignment, the Board proceeded by ballot to the choice of City Solicitor, and the vote being taken it appeared that Wm. Pickering was chosen. Sent down for concurrence. Came up concurred.

Burial Grounds. Agreeably to assignment, the Board proceeded by ballot to the choice of Superintendent of Burial Grounds and Cemeteries, and the vote being taken it appeared that Samuel C. Gore was chosen. Sent down for concurrence. Came up concurred.

City Marshal. James M. Blake was nominated and appointed City Marshal.

Clerk of Market. Daniel Rhoades was nominated and appointed Clerk of Faneuil Hall Market.

Sewers & Drains. Agreeably to assignment, the Board proceeded by ballot to the choice of Superintendent of Sewers and Drains, and the votes being taken, it appeared that Daniel Breed was chosen. Sent down for concurrence. Came up concurred.

Paving Ordered, That so much of the order which passed this Board April 10. 1843. as relates to advertising receiving proposals and contracting for furnishing materials for paving; and so much as relates to

advertising and securing proposals and contracting for pay-
-ing the Street in the City, be, and hereby is revoked.

On the petition of Uriah Ritchie and others to have a Culvert removed from the common Sewer laid in Gilman Street and now it appearing that notice has been given to all persons interested, agreeably to the order of this Board passed 1st instant and no person appearing to object, it is thereupon ordered, that the Committee on Sewers and Drains be and they are hereby authorized to cause said Sewer to be laid and the expense thereof assessed according to law. Uriah Ritchie. Gilman Street.

On the petition of Edward Maxwell and others, to have a common Sewer laid in Charlestown Street. And now it appearing that notice has been given to all persons interested, agreeably to the order of this Board passed on the 19th instant, and no person appearing to object, it is thereupon ordered, that the Committee on Sewers and Drains be and they are hereby authorized to cause said Sewer to be laid and the expense thereof assessed according to law. Edward Maxwell. Charlestown Street.

The Committee on Paving to whom was referred the petition of Benjamin Adams, for leave to construct a coal hold under the side walk in Kilby Street having full power, reported that leave be granted subject to the rule adopted by this Board. Read and accepted. Benjamin Adams. Kilby Street.

The Committee on Paving to whom was referred the petition of N. M. Sadler for leave to construct coal holds under the side walk in Stanwood Street. N. M. Sadler. Stanwood St.

251 report that leave be granted, provided, the work and materials are in conformity to the rules adopted by the Board, and subject to the rules of the Board adopted June 1st 1844. Sara Crane for the Committee. Read and accepted.

South Cove

A quit claim deed from the South Cove Corporation to the City of Boston of a piece of land for the purpose of widening Cove Street. Ordered that the same be given in charge of the Auditor of Accounts.

Fleet Street.

The Committee on laying out and widening Streets, who were instructed "to report an order to widen Fleet Street through its whole length, from Commercial to Hanover Street, if in their opinion it could be done for thirty thousand dollars, and for the purpose of ascertaining the said expense, a joint three or more committees, also leave if Board, pursuant to the foregoing order, they appointed Messrs. James M. Hayden, George W. Minn, Henry F. Hooper and Wm Swallow, as a committee to negotiate with the several owners of the estates which are necessary to be taken and to ascertain the lowest sum which will be demanded and the Committee now report the return which has lately been received from the said Commissioners. It appears therefrom that the amount now demanded exclusive of the price of the Howard Estate, is thirty eight thousand and twenty six dollars, and adding the said sale, Say, nine thousand dollars and the probable cost of cutting off and removing the buildings, about ten thousand dollars, will make the whole cost fifty seven thousand and twenty six dollars, this sum is much larger than has ever been contemplated as the probable

ordered the proposed improvement and though the Committee are of opinion that the amount demanded by the abutters is very unreasonable, they nevertheless do not believe that it will be possible to reduce it to the limitation mentioned in the order or ever to bring the whole cost within an amount which will justify the Board in proceeding any farther with the contemplated widening. They therefore ask leave to report that it is not expedient to widen Pleasant Street in the manner proposed by making the same thirty nine feet wide. The Committee are also of opinion that much of the difficulty now experienced in the Street may be obviated, if it was so far widened as to make a sufficient side walk practicable and that this can be done by taking sufficient land on each side of the Street, below Moon Street, to make the same twenty six feet wide. The Street now being at that part, from 22 ft 9 inches to 22 feet wide. The expense will probably be about ten thousand dollars. And as this amount cannot be taken from the present appropriation for widening Streets, they now offer an order for the action of the City Council. Thomas Wetmore, the Committee ordered that the sum of ten thousand dollars be and the same is hereby appropriated, from the appropriation of thirty thousand dollars, for the purpose of widening Pleasant Street and making the same twenty six feet wide, from a point near Main Street to Commercial Street and that the City Treasurer be instructed to borrow that amount under the direction of the Committee on Finance. Provided the Mayor and Aldermen shall order the said widening to be made. Upon which said order the yeas and nays were taken as required by the rule of the City Council, and were as follows, viz: Mr. Alderman Wetmore,

Com. Bacon, Hayden, Horton and Foster ..... 5. Nay. Aldermen Wilkinson. 1. The said order passed. Sent down for concurrence. Came up non concurred. The Common Council referred the foregoing order to the Committee on Finance. Came up for concurrence. Read and concurred."

The Committee on Paving Comon Rec'd. to whom was referred the petition of Geo. Melcher for leave to construct coal holds and a cellar way under the side walk in Common Street, report that the petitioner have leave as prayed for, provided, he conform to the rules, order and ordinances made and provided in that subject. Barra Crane for the committee. Read and accepted.

Suffolk Ord. Ordered, That due notice be given, that this Board intend to lay out and extend Suffolk Street in the present direction from Camden Street to Lenox Street, so extend; thence turning and running more southerly to a point in the southeasterly side of the said Street so extended, where the land of Summer & David adjoins land of H. H. Sargent the said point being four hundred and ninety feet and ten inches southwesterly from the said Lenox Street: and thence turning and running southwesterly [illegible] more or less to the land of the said Sargent about one hundred and eighty three feet to the line of the town of Roxbury: The said Street to be made fifty feet wide. According to a plan made by Alexander Wadsworth, and dated June 21 1844 in the office of the Mayor and Aldermen and that Monday, the first day of July next, is assigned for hearing [illegible] be heard thereon at four o'clock P. M.

Adjourned to Monday next four o'clock. P. M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall on Monday the First day of July A. D. 1844.

Present,

His Honor Mayor and the whole board of Aldermen, except Aldermen Boylston and Robinson.

Whereas F. W. & Emery has giv- 253.
=en notice to this Board of his intention to erect buildings on Emery.
Milk and Harvey Streets in the said City; and, in the opin- Milk & Harvey
=ion of the Board, the safety and convenience of the inhabitants Sts.
require that the said Street should be widened at the place de=
=scribed in the said notice, it is therefore hereby Ordered, That
due notice be given to the said Emery that this Board intend
to widen the Street before mentioned, by taking a part of the
land now about to be built upon as aforesaid, and laying out
the same as a public Street and that Monday, the eighth
day of July instant at 4 o'Clock, P. M., is assigned as the time
for hearing any objections which may be made thereto.

Petition of Abel Willard and Willard.
Mark Bills, to be remunerated the value of a horse which
broke his leg by falling down in Cambridge Street owing to the
bad condition of said Street. Referred to the Committee on Sur=
=veys

Petition of Engine Company No. Engine
11. for an additional number of ten men. Referred to the No. 11.
Committee on the Fire Department

Petition of Engine Company Engine
No. 5. and of G. G. Sanborn, and others to have Milton Hazel- No. 5.
=ton and Daniel Smith, re-instated as officers of Engine No.
8. Referred to the Committee on the Fire Department.

Petition of Jonas Harvey for Harvey.
a license to exhibit on the Back Bay near the Providence
Depot, entertainments consisting of singing, sword swallowing

254. and balancing, under a pavilion, on the fourth instant. Referred to the Committee on Licenses with full power.

Sundry Petition of Wm H. Sargent, and others, against the rebuilding of the Steam Sawing and planing Mill which was burnt at the corner of Smith and Salem Sts. Referred to the Mayor, Aldermen Holmes and Parr, with such of the Common Council may join, to consider and report. Sent down for concurrence. Came up concurred, and the Common Council joined in Ward. Messrs. Harris, Thayer, Dudley, Pope and Davis

Washington St. Ordered, That the Committee on laying out and widening Streets cause all obstructions to be removed from Washington Street, as widened by an order of this Board, passed the 22d day of March last, near Poplar St. Notice having been given to all persons interested and no person appearing to object.

Common Council Hall. Ordered That the Committee on Public Buildings (to whom was referred the subject of the better ventilation of the Hall of the Common Council) be instructed to cause said Hall to be properly ventilated during the recess of the Common Council in July 1844. Passed in Common Council. Came up for concurrence. Read and concured.

Salaries. The Committee appointed to meet and confer with a Committee of the Common Council on the subject of difference between the two Boards in relation to the order for establishing the salaries of the officers of the City of Boston and County of Suffolk, reported, that they have been

unable to agree. that thereupon report that the board ought to 1850.
adhere to its former vote on the subject referred to them. and
and accepted, and this board adheres to its former vote, agreea=
=bly to said report.

The Committee on Public Franklin
Instruction have deemed it their duty immediately to report to School House.
the City Council, the destruction of the Franklin School House
by fire on the 25th inst. Your Committee, in view of all the cir=
=cumstances of the case and in consideration of the great num=
=ber of children, who are thus deprived of the means of public
instruction would recommend that prompt measures be taken
to erect a school house on the ground occupied by the build=
ing destroyed; and it is their opinion that if immediate prepa=
=rations are made to commence the work, the School House may
be ready for occupation in six months from the time it is com=
=menced. In order to meet the expenses of this work, funds will
be required, which it is believed the appropriations already
made are not sufficiently large to furnish. Your Committee
would therefore recommend that a loan be negotiated, paya=
=ble within the next financial year, or the year following,
when a small amount becomes payable, and which it is
believed may be procured on very favorable terms. Your
Committee recommend the passage of the following order.
For the Committee. H. Brimmer, Chairman. Ordered, That
the Committee on Public Buildings be and they are hereby
directed to take immediate measures to rebuild the Franklin
School House, recently destroyed by fire. Ordered, That the
Treasurer, under the direction of the Committee on Finance
be and he is hereby authorized to borrow a sum of money

206. exceeding fifteen thousand dollars for a time not exceeding ten years from the date of said negotiation, to be appropriated to the expense of erecting a Grammar School House on the ground recently occupied by the Franklin School House. Ordered, That the Mayor be authorized to make such arrangement as may be required for the immediate accommodation of the pupils of the Franklin School. The order passed in Common Council. Read, 35. Nays, none. Came up for concurrence. Read and upon the question of concurrence with the Common Council, the yeas and nays being required by a rule of the City Council, were taken as follows viz: Yeas, Aldermen Wetmore, Lowe, Crane, Longley, Wilkinson and Rowe—six. Nays, none, so said order passed in concurrence with the Common Council.

Port Physician.

The Port Physician made a report of the number of persons vaccinated, and the number of persons examined, also the number of vessels boarded during the last quarter. Read and sent down.

Haverhill Street.

The Committee on the Public Lands have received application for the purchase of a portion of the public lands bounded on Haverhill Street and Haymarket Square. The City is possessed of much valuable land at this place and it has often been a subject of much interest to your Committee and their intention to recommend a removal of the City Stables where land is of much less value, that the land which they now occupy as well as the land now applied for might be sold and much taxable property realized by its improvement. A location upon some of the neck lands might answer equally as well for their accommodation. For this

nation and to obtain an expression of the City Council in respect to the disposal of any part of this land now Committee to consult the aforesaid order. Sent down for Committee.

Ordered, That the Committee on the Public Lands take such measures for the division of the parcel of land on Commercial Street and contiguous streets as they may deem expedient, and if they should deem it advisable to offer for sale that now occupied by the City Stables, that they be authorized to allot so much of other land of the City for their use as the Committee on Internal Health Department may deem necessary. (B.) The foregoing order was passed as amended, strike out from (A.) to (B.) and insert "that the Committee on Public Lands be authorized to sell the land belonging to the City on the north side of the Canal near Haverhill Street; but that it is inexpedient to dispose of any portion of the land now occupied by the City Stables." Sent down for concurrence. Came up concurred.

Ordered, That the salary of the City Solicitor from and after the first day of July next, be at the rate of fifteen hundred dollars, per annum, and that said officer shall perform or cause to be performed, the duties which have heretofore been performed by the City Attorney. Passed in Common Council June 2nd. 1844 Came up for concurrence. Read and concurred with the following amendment, at A. strike out "fifteen" & insert Twelve. Sent down for concurrence. Came up nonconcurred. And this board receded from its former vote, and concurred with the Common Council and the order passed. City Solicitor.

Ordered, That the further sum of five hundred dollars, be and the same is hereby Engine House.

added to the appropriation for fitting up the English High School as a Grammar School, and that the same amount be withdrawn from the interest fund. Passed in Common Council. Came up for concurrence. Read and concurred.

National Lancers.

The Committee on Public Buildings to whom was referred the petition of the National Lancers, ask leave to report. That the attic of the Faneuil Hall Market over the Armory of the Lancers has been examined, and that the proposed alterations may be effected without injury to the building. And that the prayer of the petitioners ought to be granted. Ask leave to report the following order. For the Committee, A. Brimmer, Chairman. Ordered, That the attic over the armory of the National Lancers be authorized to be used by that company as a deposit for their camp equipage, and that the same be fitted up under the direction of the Superintendent of Public Buildings at an expense not exceeding twenty five dollars, to be charged to the appropriation for repairs of Public Buildings. Accepted and the order passed in Common Council. Came up for concurrence. Read & concurred.

Enlargement of Common School House.

The Committee on Public Buildings, on whom is devolved the duty of preparing the Common Grammar School House in Pinckney Street for the necessary addition to a Grammar School, ask leave to report: That plans and specifications have been prepared for the addition of an addition to the rear of the second and third stories and a primary school room on the first story. The Committee are advised prepared to furnish the materials and do the

work for $2700 which is the lowest offer, to which must be 209.
added the expense of transferring the seats from the Ward rooms
of the Eliot and Hancock School Houses, and some other ex-
=penses, amounting in all to about $300. The appropriation for
these repairs is $2500. The committee consider these alterations
necessary to fit the house for a Grammar School and ask to
be authorized to proceed with the work, and offer the following
order. For the Committee, M. Brimmer, Chairman. Ordered,
That the Committee on Public Buildings be authorized to pro-
=ceed in the repairs and additions necessary to fit the English
High School House, so called, in Pinckney street, at an ex-
=pense not exceeding three thousand dollars. Accepted and the
order passed in Common Council. Came up for concurrence.
Read and concurred.

The Joint Special Committee Firemen.
to whom was referred the petition of William Dyke, and others,
members of the Fire Department and also the petition of N. H.
Gay and 2700 others, in aid of said petition, ask leave to re-
=port. That they have devoted much time and attention to the
subject committed to them. They first turned their attention
to the evil complained of, viz. the frequent alarms of fire,
to harassing and injurious to the department, and the Mayor
was authorized to offer a reward for the apprehension of
mischievous persons who should create false alarms of fire.
The detection and punishment of several persons guilty of this
offence has checked, and will, it is believed prevent this evil.
The Committee next gave their attention to the condition
the Alarm Bells, to which the acts had been committed,
this evil has been remedied by placing one bell in each ward

under the care of a discreet and responsible person, whose duty it is to allow such bell to be rung only when there is sufficient reason to suppose that a fire actually exists— The [illegible] which have been taken, have had a most beneficial result. Your Committee next turned their attention to the state of the Department and the amount of duty it is called upon to perform. It is evident from the following returns that the labors of the Fire Department has greatly increased, and this is attributable not only to the increased number of buildings within the City, but to the great number of wooden buildings which have of late years been erected. The following return indicates the number of fires, of false alarms, and of alarms of fires originated out of the City, since the establishment of the present Department.

1837/38	Fires 54.	False alarms	23.	out of the City	28.	total	105.
1838/39	Fires 52.	False alarms	25.	out of the City	19.	total	96.
1839/40.	Fires 52.	False do.	11	out of the City	30.	total	113.
1840/41.	Fires 59	False do	38.	do.	41.	do	138.
1841. 42.	Fires 59	False do.	64.	do.	70.	do	193.
1842. 43	Fires 45	False do.	65	do.	122.	do	232.
Sept. 43 to May 44. 8 mos.	Fires 39.	False do.	64.	do	72	do	215.

In a comparison of this return it will be seen, that the number of fires in the City were remarkably equal in number during the first five years, extending from 52. to 59. and averaging 55. The number of false alarms during the same time were from 11. to 64 and averaging 32. and the alarms of fire from without the City were from 19. to 70 averaging 42. while from Sept. 1842. to May 1844 20 months there have been 151 fires in the city, 129 false alarms and 174 alarms from without the city averaging for annum 77 fires, 77 false alarms

and 100 alarms originating out of the city, and the whole number of times the Department has been called out during 20 months is 437. being nearly equal to the number of times (452) during the first year of the Department. Under these circumstances the members of the Fire Department have deemed it but reasonable that their compensation should be increased and your committee have been disposed to give their requests a favourable consideration. A large number of the members of the present Fire Department are mechanics, dependent upon their labor for their support, and it has become a practice of some employers to deduct from their wages the time which they are absent from their work, and this, in some cases causes a serious diminution of the compensation allowed by the City. The harassing labor demanded of late of the Fire Department has had a serious effect on the service, and upon the readiness of citizens to engage in it, while some companies have found no difficulty in keeping their numbers entire, others have experienced the greatest difficulty in obtaining members, and some are in a reduced state in point of numbers. The whole number of members of companies now in commission of the Fire Department when full are officers 45. privates 510. total 555. There is now in the several companies officers 45. privates 461. total 506. making a deficiency of privates 49. On paying fifty dollars per annum to the privates at the formation of the Department it was not considered a full compensation for the labor required, nor do the committee in recommending an addition of [illegible] per cent. that they propose to pay a full equivalent for services rendered, nor is it expected by the members of the Department. [illegible]

262. proposed as an additional inducement to respectable and fact-
-ive citizens to give their services to the public. The Committee
recommend that the salary of the privates of the Hook & Ladder
and [illegible] companies, with the exception of engine company No. 11 at East
Boston, be raised to sixty five dollars per annum, to commence
from the 1st day of July next. The company at East Boston is
excepted for the reason that it is not required to cross the ferry, un-
-less there is a serious fire in the City, it being deemed more ex-
-pedient that it should remain for the protection of that portion
of the City. The amount added to the expense of the Department
by the proposed increase of pay, including the Steam com-
-panies to be paid $15. per annum. With these considerations
your Committee recommend the passage of the following order.
In the Committee. H. Simmons, Chairman. Ordered, That from
and after the first day of July next the pay of the privates of
the Hook and Ladder and Hose Companies, and of the Steam
Engine Companies, with the exception of Engine company No. 11
at East Boston be at the rate of Sixty five dollars per an-
-num. Accepted in Common Council, and the order passed with
this amendment, at 4. insert "the members of which shall receive
thirty dollars each per annum." Came up Concurrence. Read and
concurred, the amendment proposed by the Common Council, strick-
-en out and the vote passed as reported by the committee. Sent
down for concurrence. Came up concurred.

Officers of Fire Department.

Order of the Common Council referring the vote of all the officers of the Fire Department asking for increase to the committee to whom was referred the peti-
-tion of William Lyle & others. Came up concurred. Read and concurred.

Ordered, That the proprietors of the Seton and Manx extension Rail Road be notified to abate without delay, a nuisance caused by them in filling up part of the Canal near the City Stables. Seton & Manx Rail Road.

Ordered, That the Mayor be authorized to appoint the Chiefs which to divide the City into and form two companies in such manner as he may deem expedient. City Chiefs.

The Committee on Public Buildings to whom was referred the petition of Milton & Slocomb to be released from the payment of certain rents due, ask leave to report - and Messrs Milton & Slocomb purchased the stock and lease of Mc Cullum, who afterwards failed. The transfer of the lease, made by Messrs Milton & Slocomb's attorney, rendered them liable for the rent of Mc Cullum then due, and could have been made in no other way, and not to have so understood it was the lucky of the petitioners and not the fault of the government. That they are legally bound to pay the rent due, there can be no question in the mind of any person. Your Committee therefore recommend that the petitioners have leave to withdraw their petition. By the committee, H. Brimmer, Chairman. Read and accepted. Sent down for concurrence. Came up concurred. Milton & Slocomb.

Ordered, That due notice be given that this Board will, on Monday next, at 4 O'Clock P. M. take into consideration the expediency of laying common Sewers in Sewall and Liberty Streets and assessing the expense thereof on all persons who may enter their premises. Drains into such Common Sewers, or who by any mere Liberty & Sewall Streets.

[illegible] remote means shall receive any benefit thereby: Any person making objections thereto, will then and there be heard.

Ordered that due notice be

Read

given that this board will on Monday next, at 4 o'Clock P.M. take into consideration the expediency of laying a Common Sewer in Deacon Street and of assessing the expense thereof on all persons who may enter their particular Drains into such Common Sewer, or who by any more remote means shall receive any benefit thereby: Any person making objections thereto, will then and there be heard.

Gould & Brown. Richmond St.

Ordered, That there be paid to Fredrick Gould and Josiah Brown, eighteen dollars and sixty seven cents in addition to the amount mentioned in the order of the 17th of June last, for land taken to widen Richmond Street, and that the same be charged to the appropriation for laying out and widening Streets.

Stearns.

The Special Joint Committee of the City Council to whom was referred the petition of Wm E. Stearns, praying for some assistance on account of his having met with a serious accident while on duty as a fireman, have attended to the duty assigned them and submit the following Report: The committee find by the testimony produced before them, that the case set forth in the petition referred to them is true, they also find that the petitioner has been a worthy member of Engine company number three for nearly seven years, has always performed his duty faithfully during that time; and in consequence of the accident alluded to, the petitioner has been deprived of the means of rendering any support to his

family, and in all probability will be unable to labor for a long time to come, which is the only means he has for support. And in consideration of the circumstances produced to the committee they unanimously recommend the passage of the following order. Laura Lorane, for the committee. Ordered, That there be paid to Wm. C. Clarke out of the City Treasury the sum of One hundred dollars A. for an injury sustained by him while on duty as a fireman B. and the Mayor be requested to draw his order on the Treasurer for that amount and the same be charged to the appropriation for Incidental Expenses and Maintenance Claims. Read and accepted. Sent down for concurrence. Came up concurred with the following amendments, At A. insert "two" instead of "one". At B. insert "in full". At C. insert "in consequence of a defect in Blackstone Street". This board concurred in all the proposed amendments except the first, in that they non concurred. The Common Council so far receded as to concur with this board.

On the notice on the subject of extending Suffolk street to the Roxbury line no person appearing to object thereupon resolved that said street be laid out and extended in its present direction from Camden Street to Lenox Street so called, thence turning and running more Southerly to a point in the Southeasterly side of the said Street where the land of Sumner & Davis adjoins land of E. H. Sargent, the said point being four hundred and ninety feet and ten inches Southwesterly from the said Lenox Street on a line turning and running South forty three and one half degrees West over land of the said Sargent about one hundred and eighty three feet to the line of the town of Roxbury. Said Street

Suffolk Street.

266. to be made fifty feet wide - according to a plan made by Alexander Wadsworth and dated June 21. 1844. in the office of the Mayor and Aldermen.

Gilmore & Ux et al. / Anne St.

The committee on widening Anne St. to whom was referred the petition of Geo. P. Gilmore and others for widening Anne Street by taking certain parcels of land on the Western side of the same from the north square ask leave to report that a prospective line has been heretofore adopted for that part of the said Street and has already been partly executed, by which it will be necessary to take land on the Eastern side of the same, and that therefore it will not be necessary to take any land on the Westerly side as prayed for - and they report that the petitioners have leave to withdraw. Thomas Wetmore, Chr. Committee. Read and accepted.

Anne Street.

Resolved, That the safety and convenience of the Inhabitants of this City require that Anne Street should be widened, and for that purpose it is necessary to take, and lay out as a public Street or way of the said City a parcel of land belonging to Mary Bond and containing twenty two feet and two thirds of a foot bounded as follows viz. Beginning at the Southerly corner of land of Hagan thence running Westerly in a direction to the intersection of the Eastern side of Anne and the Western side of Gun Court Street to the land of E. Dolan about twenty two feet and seven inches, thence Southerly by land of Dolan about three feet to present line of Anne Street, thence by the said line Easterly about twenty three feet and four inches, thence turning and running Northerly by the same Street three feet and

eight inches to the place of beginning. And whereas due notice 265
has been given to the intention of this board to take the said
parcel of land for the purpose aforesaid as appears by the
return aforesaid returned. And it therefore ordered, That the par-
cel of land before described be, and the same hereby is, taken
and laid out as a public street or way of the said City, ac-
cording to a plan of the said street made by C. P. Fuller dat-
-ed December 1826 and deposited in the office of the said Mayor
and Aldermen.

The Committee on Paving to whom was referred the bill of James S. Townsend against the City of Boston, for damage done to his Coach by turning over on the morning of the 16th of March last on Tremont Street, have attended to the duty assigned it, and submit the following report; The Committee gave notice to the party of the time and place it would consider the Subject; Mr Townsend appeared, also a Mr Joseph P. Hayden who was a passenger in the coach at the time it turned over; Mr Hayden stated that the coach turned over about 4 o'Clock A.M. the 16th of March last, on their way from Faneuil Hall to Roxbury-that the coach ran off the bank on Tremont Street, near Canton Street and there was no fence to prevent it, the lamps were burning dimly. Mr Hayden thinks he could have driven [illegible] the road him-self. The driver was sober as he thought at the time but it was snowing fast and there was a track. Mr. [illegible] (Edward Cushing) never drove a coach for him before that night but had drove a cab; The committee were desirous of seeing Cush-ing and Mr Townsend promised to produce him, but he has not, the Committee understand from Townsend [illegible] Cushing could not be produced, as he had been convicted of crime and

268. was held in durance in the House of Correction. The Committee examined the coach, and got the opinion of the maker the amount of damage the coach had sustained by having over. He stated he were informed that the driver was an intemperate man, though there is no proof that he was so at that time. This claim was not presented till nearly two months after the accident happened, therefore, the subject could not be so well investigated as it could, if the Committee had had it at an earlier day, when they could have had the driver before them. The Committee have some doubts whether the City are liable for any damage on this occasion, but after considering the subject and taking into view all the circumstances attending it, and the small amount that it will cost to put the coach in as good repair as it was before the accident happened, the Committee came to the conclusion to recommend, that there be paid to Joseph N. Townsend the sum of thirty dollars, on his giving a full discharge of all claims he may have against the City, and the Mayor be requested to draw his order for the above amount and the same be charged to the appropriation for Miscellaneous Claims and Incidental Expenses. Ziara Crane, for the Committee. Read and accepted.

Chas. Field
Bourdon Street.

The Committee on Paving to whom was referred the petition of C. C. Gilchrist and others, praying that the Summit of Bourdon Street may be lowered, and the remonstrance of W. H. Field against the same; have had the subject under consideration. The premises have been viewed by the committee, and it is of opinion, that to lower the summit of the street would add to the convenience of those who pass through said street, and also add to the beauty and value of those estates on the

summit of the hill. But as it appears to be a place where the public at large would not be greatly benefitted, but more of a local interest accommodated, the Committee are of the opinion that the City ought not to be to any cost & expense for the accomplishment of the object; the Committee therefore recommend that the summit of the hill in Bowdoin Street be lowered to the level of Mt Vernon Street, provided it does not reduce it more than two feet and the road be graded to the North and South as the Committee on Paving shall direct; Provided, the petitioners will secure the City against all damage that may occur to any estate on account of such lowering or grading of the aforesaid Street; Provided also, that the owners and abutters on said Street where such lowering or grading may take place shall make, wall and repair the side walk in front of their respective estates at their own cost and charge. Sparra Crane, for the Committee.

Read and accepted.

The Committee on Streets to whom was referred a notice given by Josiah Quincy, and others, of their intention to close a passage way called Bowdoin place, leading from Bowdoin to Mount Vernon Street and leave to report, that the said passage way has been used by the public for many years past, but it is claimed by certain persons as a private way and there is evidence that a gate has heretofore been erected and maintained across the same and as it is stated to be the intention of the claimants to continue the same way as has heretofore been used, making the same nine feet wide the Committee are of opinion that it is not expedient to lay out the same at present as a public [illegible] and that there be no further action [illegible] Quincy

2nd Welmore. For the Committee. Read and accepted.

Insurance. The Committee on the Fire Department to whom was referred the petition of N & N. Laurence for an Engine located near Liberty Square, ask leave to report. That great difficulty has been experienced in obtaining a suitable situation for an engine house near Liberty Square and that no land can be purchased in that vicinity except at great expense and if placed there there are no persons residing in that vicinity to man it. Your Committee recommend that Engine No. 5 be transferred from its present location in the City Hall to a building on Pearl Street near Purchase Street belonging to the Merrimack River Corporation, and which may be leased for $125. per annum. Your Committee report the following order. For the Committee. M. Brimmer, Chairman. Ordered, That the Committee on the Fire Department be authorized to lease of the Merrimack River Wharf Corporation a building on Pearl Street at a rent not exceeding one hundred and twenty five dollars for a term not exceeding two years and that the rent so hired together with the necessary repairs be charged to the appropriation on the Fire Department. Read and accepted.

Ordered, That the line described in an order of the Board passed May 2. 1842 be and the same is hereby established as the western line of Pearl Street from South Boston free bridge to East Street. Ordered, That the City Marshal cause to be removed the obstructions from the westerly side of said Street.

The Committee on Licenses to whom was referred the petition of U. W. Sears & Co. for a license to exhibit live animals in the Back bay and East Boston, reported, that a license be granted as prayed for. Read and accepted. Sears!

James Collins licensed as a dealer in second hand articles - No. 46 Blackstone Street. Second hand articles.

Ordered, That the Committee on Public Buildings be authorized & to alter the cellar door of the Old State House as shall make them conform to the ordinance in such case made and provided, and that the expense thereof be charged to the appropriation for the repairs of public buildings. Old State House.

William L. Damrell resigns as foreman of Engine No. 18. in consequence of an injury at the late fire. Read and filed. Engine No. 18.

Ordered, That the Committee on Paving be and they are hereby directed to cause Turnpike Street to be paved from Broadway to Dorchester Turnpike and the expense thereof be charged to the appropriation for paving & repairs of streets and that the City Marshal be, and he hereby is directed to notify the abutters on the aforesaid Street to make the side walk in front of their respective estates, according to law. Turnpike Street.

Adjourned to Thursday next, ten o'Clock, A. M.

52

At a meeting of the board of Aldermen of the City of Concord, held at City Hall on Thursday the Fourth day of May, A.D. 1854.

Present,

The Mayor, and the whole board of Aldermen, except Alderman Robinson.

September

The City Council, and Officers of the City, and invited guests proceeded to Fremont Temple, under escort of the Hancock Light Infantry, where an Oration was pronounced by Peleg W. Chandler, Esq. and prayer by the Rev. Samuel L. Galeagh and Chaunsey Adams and singing by pupils of the public schools. After which the members of the City Council and invited guests proceeded to Fremont Hall and partook of a public dinner.

The board of Aldermen

Adjourned to Monday next, four o'clock p.m.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall on Monday the Eighth day of July, A. D. 1844.

Present

The Mayor, and the whole board of Aldermen except Alderman Twitchell.

Gratuity to Chandler. Resolved, by unanimous vote, that the thanks of this board be presented in behalf of the City Council, to Peter F. Chandler, Esq. for the able and eloquent oration delivered by him before the Municipal authorities of the City, at the recent celebration of the anniversary of the declaration of the Independence of the United States, and that he be requested to furnish a copy of the same for the press.

Salaries. The Common Council insists upon its vote upon the second section of the order establishing the salaries of the officers of the City of Boston and County of Suffolk. And this board insists upon its former vote respecting said second section, and thereupon ordered, that said second section be stricken out, and the order passed as thus amended. Sent down for concurrence.

Gale & Hedenberg & al Ordered, That there be paid to Nathan Gale four thousand two hundred and forty three dollars, in behalf of Jane L. Haworth and Lydia Baker, the other owners of a piece of land taken to widen Washington Street by an order passed the 22d day of June last bounded northerly by land of Gardner Brewer easterly by the same line of Washington Street southerly by land of the heirs of Thayer and westerly by other land of the said Haworth & Baker, the said

2nd. Item to be in full payment for the said land and also for all claims for removing the buildings and restoring the fronts, for loss of rent, damages done to the tenants and all other damages whatsoever occasioned by the said widening; provided they deliver a sufficient deed of the said land and release of all damages. And that the same be charged to the appropriation for laying out and widening Streets.

A Street. Ordered, That the City Marshal give notice to all persons who are about erecting buildings near A. Street, that the City claims the right of extending the said A. Street to low water mark without expense to the City, pursuant to an agreement made between the Selectmen of the Town of Boston and the proprietors of lands at South Boston, in conformity with an act of the Legislature, and also pursuant to an order of the said Selectmen.

Milk Street. Resolved, That the safety and convenience of the Inhabitants of this City require that Milk Street should be widened from Hawley Street to Morton place and for that purpose it is necessary to take, and lay out as a public Street or way of the said City, a piece of land belonging to Pliny Cutler containing about eighty one and one quarter feet, bounded as follows, viz. Beginning at the intersection of the South side of Milk Street and the east side of Hawley Street thence running easterly in a direction to the South westerly corner of a piece of land taken from Pliny Cutler to widen Milk Street 86 Ft. 1/4 to Morton place thence by the said piece

Northerly about three feet and three inches to the present line of Milk Street, thence to the said present line westerly and thence East to the place of beginning And whereas due notice has been given of the intention of the Board to take the said parcel of land for the purpose aforesaid, as appears by the return hereunto annexed: It is therefore Ordered, That the parcel of land herein described be, and the same hereby is, taken and laid out as the Public Street or way of the said City according to a plan of the said Milk Street made by G. P. Bowes dated and deposited in the Office of the said Mayor and Aldermen. Book 3. Page 32

The Committee on laying Hawley out and widening Streets to whom was referred the petition Street. of Benjamin Guild, and others, praying that Hawley Street may be viewed by a Committee with reference to its being widened, have attended to the same and ask leave to report that the Street referred to, is recorded in the Town Record of Deeds by the name of Bridge Alley as extending from Milk to Summer Street; it was not however laid out by metes and bounds and its original width is therefore quite uncertain. The space between the buildings on each side of the street varies and is from thirteen to twenty seven feet wide, a part of which has however been claimed and possessed by the owners of the adjacent estates, the part thus claimed being about eleven feet wide on one side of the Street and about four feet on the other. The width of the Street on Milk Street is now about thirteen feet and the petition suggests that it may be widened at that place by mak-

ing the easterly line thereof, by which it will be necessary to take a piece of land from the "Bourdon Estate" containing about three hundred and fifty feet; the street will then be about fifteen feet wide on that side. And as an inducement for the City to make this improvement, the abutters give up & relinquish their claims to any part of the street, excepting the part of the estate of Mr. Francis. many on the Westerly side containing about a thousand feet, and another small estate on the Easterly side. The Committee have examined this subject with attention and they are aware that this Street can be widened more cheaply now than hereafter, they are of opinion however that its value as a thoroughfare will not be increased by making it fifteen feet wide in proportion to the cost of the Bourdon estate, and the impossibility of being obliged to omit other claims. That in case that the proposed widening to be of any importance must have reference to a further widening hereafter, by taking a part of the estate of Mr Brigham, and making the street about twenty three feet wide in conformity with other parts of it. The cost however of such an alteration appears to the Committee to be far too great for any probable advantage to be derived from it and they feel themselves obliged therefore to report that it is not expedient to widen Hawley Street. Thomas Belmore, for Committee. Read and accepted.

Ordered, That the Superintendent of Streets be, and he hereby is directed to cause Cross Street to be repaired between Hanover and Salem Streets, and the expense thereof be charged to the appropriation for paving and

Cross Street.

repair of Street. And that the City Marshal be and he hereby is directed to notice the abutters on the westerly side of Hanover and Salem Streets to repair and make the sidewalks in front of their respective estates according to law.

And upon it appearing that due notice has been given according to an order passed the first instant in Ward 6 respecting the expediency of laying common sewers in Beverly, Bacon and Cooper and Bacon Streets and no person appearing to object, Bacon Street. it is thereupon voted, that the Committee on Sewers and Drains be and they are hereby authorized to cause said Sewers to be laid, and that the expense thereof be assessed according to law.

The Committee on External Trade to whom was referred a communication from H.E. Young, requesting to be informed upon what condition the use of the wharf at Rainsford Island, and one of the sheds can be had, for the purpose of depositing coal for the Fire Engine Steamer, have considered said application and report: That the fee of Rainsford Island rests with the Commonwealth, at least so long as a hospital is maintained there, and that the City is a tenant of said Island, at the will of the Legislature. If the purposes of the City would not be affected if the prayer of the petitioner should be granted, we do not see how we can believe the Legislature would not object to the occupancy contemplated by the aforesaid application, should the rent accrued therefor be expended in repairs upon the wharves and buildings of the Island the Committee submit the annexed order. Abraham T. Howe, for Committee. Ordered, That the Treasury

Petition of the Build Shall be allowed to build Coal upon the wharf, at Noonsbod Island, and to store the same, in such quantities as may be required for the use of the Gen Revenue Steamer, in one of the Sheds upon said Island, upon the following conditions viz: That said occupancy shall be under the direction of the Committee of External Health, and subject to the control of the Board: That the terms upon which said privilege shall be granted shall be fixed by the Committee on External Health; and that all the money received therein shall be expended, under the direction of said Committee, in repairs upon the wharves and buildings of said Island. Read and accepted.

Quincy Josiah Quincy's communication
Bowdoin Sheet. respecting the grade of Bowdoin Street. Read and filed.

Second hand articles. William Rutter licensed as a dealer in second hand articles 221 Broad Street.

Willett & Washington Street & Gutierre place. Petition of William Willett, and others to have a nuisance abated in Washington Street and Gutierre place occasioned by the common Sewer. Referred to the Committee on Paving.

Willis Gibb lane Petition of Benjamin Willis, and others to have the name of Gibb lane changed to Belmond Street. Referred to the Committee on Paving.

Bowdoin School house The Mayor communicated a request of the School Committee respecting making alterations in the Bowdoin School house, which was read and referred to

the Joint Committee on Public Instruction to consider and re- 358.
-port. Sent down for concurrence. Came up concurred.

Petition of Charles Evans Evans & Coy.
and Horace C. Coy, in behalf of a new volunteer company of
infantry about to be formed, for the use of the vacant rooms
in Faneuil Hall. Referred to the joint committee on Public
Buildings. Sent down for concurrence. Came up concurred.

Petition of Henry Hall, in Female Asylum
behalf of the Female Asylum to have a common sewer, near Washington st.
their premises in Washington street, put in order. Referred to the
Committee on Sewers and Drains, with full power.

Petition of Henry Learned, and Learned
others, to have a common sewer laid in Second street. Referred Second Street.
to the Committee on Sewers and Drains

Petition of Amos S. Jack- Jackson.
-son to have a tax abated. Referred to the Mayor.

The Committee on the Fire Fire
Department to whom was referred the petition of William A. Crane &
Wise and members of Engine Company No. 8. and also of G. C.
Lambert and others, in aid of said petition, ask leave to report;
That the have carefully re-examined the case of Milton Hall
Jr. whom the petitioners wish to have restored as Foreman of
Company No. 8. and while they take pleasure in according to
Mr. Hall in common with the other Members of the Fire De-
-partment, the just meed of praise for services rendered the pub-

[illegible] be the cause with a due regard to the interest of the Fire Department recommend that he be restored to command of Engine Company No. 8. Your Committee report that the petitioners have leave to withdraw their petition. Per the Committee. H. Brimmer, Chairman. Read and accepted.

Leyer et al. Petition of Andrew Geyer, and others praying that a building standing a point at the corner of Causeway Street and Merrimac Street, may be cut off in order to widen those Streets. Referred to the Committee on Streets.

Merrimac Street.

Tinton. Petition of Elisha Tinton to be paid for taking a part of a building in Washington Street of which he is lessee. Referred to the Committee on Streets.

Washington Street.

Adjourned to Thursday the 18th. instant at four o'Clock p. m.

At a Special Meeting of the Board of Aldermen of the City of Boston, held at City Hall, on Friday the Twelfth day of July, A.D. 1844.

Present.

The Mayor, Aldermen Howe, Crane, Wilkinson and Rogers.

Petition of Rufus C. Meriam to have a nuisance abated at the junction of Indiana and Gla= =din places. Referred to the Committee on Internal Health. Meriam. Indiana & Gladden Places

Petition of J. S. Hill, for leave to exhibit Perkins' Patent Steam gun, in the Hall under the Bos= =ton Museum. Referred to the Committee on Licenses. Hill.

Adjourned to Thursday next, four o'Clock P.M.

At a meeting of the Board of Aldermen of the City of Boston, held at City Hall on Thurs= =day the Eighteenth day of July, A.D. 1844.

Present

The Mayor, and the whole Board of Aldermen, except Alder= =men Conolly and Robinson.

Salaries. The Common Council hav= =ing non-concurred with this board in the proposition made the 5th. instant, to strike out the second section establishing the salaries of the City and County officers;- And this board re= =ceded from its former vote, and concurred with the Common Coun= =cil in the proposed amendment- On this question the yeas and nays being required were taken as follows, viz! Yeas- Aldermen Wetmore, Howe, Preston and Rogers 4.- Nays- Aldermen Crane and Wilkinson 2.- And said order establishing the salaries pas= =sed in concurrence with the Common Council.

Pray Kingston Street. Petition of Isaac C. Pray, & others, to have Kingston Street widened, near Beach Street. Referred to the Committee on Streets.

Jenks Petition of Susannah Jenks, Mary Goodrich and Jane A. Melvin, for abatement of taxes. Referred to the Mayor.

Goldsmith South Margin Street. Petition of Jonathan Goldsmith, and others to have a well re-opened in South Margin Street, or the privilege of drawing water therefrom. Referred to the Com= =mittee on Paving.

Shattuck Eng.= Street. Petition of George C. Shattuck to be paid for land taken to widen Eng.= Street. Referred to the Committee on Streets.

Felton. South Felton. Petition of Luther Felton, and others for an additional Engine and reservoir at South Felton. Referred to the Committee on the Fire Department.

Auctioneers. Joseph Buckley, Coolidge & Haskell,

P. F. Vigrand Lewis & Hampton, Auctioneers Merrideth Hen. 2 ba.
Wm C. Murdock, Henry Tobin Hen. Joslin & Grant, Wm Sy-
lee, Wm Tyler & Tailor & Lauer Geo. Willard & White, and
Rentis Whitney, licensed as Auctioneers and their bonds ap-
proved. John Atkins, licensed as an Auctioneer on giving bond
as the law directs.

Constables nominated and appointed viz.t Lewis M. Adams. Constables.

Winthrop G. Babbit.	Sumner F. Barrett.	Josiah Balderin.
Hiram D. Bond.	William F. Baker.	Moses Clark
Willard Clough.	Erastus Clapp.	George F. Coolidge.
Isaac F. Coolidge.	Nathaniel Coolidge.	Elisha P. Cleveland.
James Hunkins.	Lucien B. Drury.	Thomas Holden.
Ivan Henry.	Richard Frost	Isaac L. Kimball.
Johnson Hunt.	William Loring.	Joseph W. Leighton.
Lewis Merrick.	Andrew H. Nute.	James Pierce
Asbez Pratt.	Jonathan Prescott.	Lysander Ripley.
Charles Smith.	Jonas Stratton.	Ebenezer Shute.
Erastus H. Sanborn.	Thomas H. Smith.	Charles Swain.
Elijah K. Spoor.	Ebenezer Prescott.	Jacob C. Tallant.
Silas Tuttle.	Samuel A. Tuttle.	William Whitwell
Jonathan Whipple.		

Police Officers nominated and appointed, viz.t Police Officers.

	Samuel Bowden.	John W. Bayley.
Simpson Clark.	Edwin Dunbar.	Samuel A. Fuller.
Harry C. Henry. see page 295.	Jacob Hook.	Moran Haley.
Ebenezer Shute, Jr.	Myrick C. Swain.	Alexander C. Tuttle.
John Boardman	Lemas H. Pierce	

Ordered, That the Superinten-
Jefferson ave dent of Streets be and he hereby is directed to cause about
[illegible] feet of Granite paving of Pennington Road, to be paved with
granite blocks, commencing opposite Norfolk place, and ex-
tending Southerly, and the expense thereof is charged to the
appropriation for repairs and paving of Streets.

Hill. The Committee on Licenses to
whom was referred the petition of J. S. Hill, for a license
to exhibit Perkins patent steam gun, reported, that license be
granted. Read and accepted.

City Charter. The joint Special Committee,
to whom was referred the order of January 18th "to consider
what measures are expedient in relation to amendments of
the City Charter." Report, That they have taken the time neces-
sary to examine the important subject referred to them.
That on examination they find that various attempts have
been made by the City Council to amend the City Charter which
amendments have been submitted to the people by whom they have
not been accepted. They find also that in the year 1841. an
attempt was made to revise the City Charter and a bill to
effect that was reported to the Legislature and there failed
to be enacted. Under these circumstances your Committee are of
opinion that though the City Charter requires many and im-
portant amendments, that the demand for such alterations should
proceed from the people and that the people will probably
require such amendments of the City Charter whenever they
deem them essential. Your Committee consider any action
at this time on the part of the City Council inexpedient, and

that she be discharged from the further consideration of the subject. For the Committee, M. Brimmer, Chairman. Passed in Common Council. Came up for concurrence. Read and concurred.

Supt. Lunatic Hospital.

The Superintendent of Lunatic Hospital reports that the brother of Elizabeth Cunliff a patient in said Hospital is desirous of removing her to Halifax, N.S. Thereupon ordered, that the said Elizabeth be discharged.

City Wharf.

Petition of the Lessees of the City Wharf, that some repairs may be made to the same. Joined to the Joint Committee on Public Buildings. Sent down for concurrence. Came up concurred.

Alien Passengers.

The account of Calvin Bailey Superintendent of Alien Passengers. Read and sent down.

Latin High School.

Order of the Common Council altering an order making an appropriation for the completion of the New Latin and English High School House in Bedford Street to the Committee on Finance. Came up for concurrence. Read and concurred. Said Committee afterwards reported this order,- Ordered, That there be appropriated to the completion of the New Latin and High School House in Bedford Street, the further sum of Four thousand dollars - and that Two thousand and three hundred dollars of that amount be transferred from the appropriation for the Repairs of Bridges,- and the balance of Seventeen hundred dollars, being [illegible] Old Latin School House, be applied in conformity with the order

the City Council of the 5th October last. Read accepted and the order passed. Sent down for concurrence. Came up concurred.

Jackson

The Mayor, to whom was referred the petition of Thos S. Jackson to have a tax abated, asks leave to Report: That T. S. Jackson asks to have his poll tax abated for the year 1835, he having been taxed and paid his poll tax in Tyngsborough for that year. Your Committee recommends that his tax for the year 1835, with a portion of the charges thereon amounting to one dollar & 75 cts. be refunded. N. Brimmer, Mayor. Ordered, That the Treasurer be and he is hereby instructed to repay to Thos S. Jackson his poll tax for the year 1835 with a portion of charges on him assessed amounting to 1.75 cts. amounting in all to one dollar 75 cts. Read accepted and the order passed. Sent down for concurrence. Came up concurred.

Adjourned to Monday next, four o'Clock P. M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall on Monday the Twenty second day of July, A. D. 1844

Present.

Mr. Mayor and the whole board of Aldermen except Aldermen Crane and Hingley.

Application of the proprietors of the Exhibition, for the exhibition for building con' by them. Referred to the Committee on Licenses. Exhibition.

Petition of Samuel Sales, for leave to construct a coal hold under side walk in Devonshire street, and G. L. Butler, in Federal street to the Committee on Paving. Sales.

Petition of the Israelitish Congregation that Union, for leave to use a piece of land which they have purchased at East Boston, for a burial ground Referred to the Committee on Burial Grounds. Israelitish Congregation.

Petition of Ira Littenfield, and others, members of Engine Company No. 13, praying that Charles Butler may be nominated and Foreman may not be confirmed. Referred to the Committee on the Fire Department. Engine No. 13.

Petition of George W. Robinson, and another, to have the Common Sewer in Salem street extended from the Engine house No. 3. to the head of Cooper street. Referred to the Committee on Sewers and Drains. Robinson

Order of the Common Council directing the accounts of the Superintendent of Union to be examined, to the Committee on Accounts. Came up for concurrence, Read and concurred. Union

Ordered, that the Treasurer be authorized to pay the accounts of the celebration of 4 July, 1844, as soon as may be after the accounts are audited, and that the amount so paid be charged to the appropriation Celebration.

288. for miscellaneous expenses. Came up for concurrence. Read and concurred.

Water. Order of the Common Council appointing Messrs Isaac Sweat, Noah Whitney, J. H. Eastman, Moses Giles, Jesse Hunt, C. E. Brown Dutton, Rufus and J. Brown, with such as the board of Aldermen might join, a committee, to consider and report, what measures, if any, should be adopted to procure an abundant supply of pure, soft water, for the use of the City. Came up for concurrence. Read and concurred in the House, Aldermen Belmore and Preston were joined.

Orderly Keeping Order of the Common Council appointing Messrs. J. T. Hall, Dyer and Gardner, with such as the board of Aldermen might join, a committee to make arrangements for the annual visit of the City government to Orrington Island on Thursday the first day of August next, that the hundred and fifty dollars be appropriated, to defray the expenses thereof, and that said sum be charged to the appropriation for incidental expenses and miscellaneous claims. Came up for concurrence. Read and concurred, and Aldermen Howe and Robinson were joined.

Bowdoin School House. The Committee on Public Instruction to whom was referred the report of the School Committee in relation to the alteration and repairs of the Bowdoin School House, are ready to report: That after a careful examination of the Bowdoin School House, they find that important repairs are demanded, new floors are required in both school rooms, and new seats are necessary for a part if not all the pupils. The floors are worn through in

=ness and the seats are too small for the older class of pu=
=pils. Your Committee has examined a plan for a better entrance
and for the addition of recitation rooms which meets with
their approbation, and they are satisfied that important advant=
=ages will be gained at a comparatively small expense. Conve=
=nient stair ways and recitation rooms may be had at an
expense not exceeding one thousand dollars, in accordance
with a plan submitted. Your Committee are of opinion that the
repairs and alterations should be made the coming vacation,
they therefore recommend the passage of the following order. For
the Committee, H. Brimmer, Chairman. Ordered, That the Com=
=mittee on Public Buildings be and they are hereby authoriz=
=ed to purchase half the brick wall of the house next South of
the Bowdoin School House in Temple Street, and to erect con=
=venient entrances and recitation rooms for the accommoda=
=tion of the Bowdoin School, to relay the floors, and to furnish
such seats as may be deemed necessary, and to make such
repairs as may be deemed requisite, at a cost not exceeding
two thousand dollars. Voted that the sum of two thousand
dollars be, and the same is hereby added to the appropriation
for Repairs of School Houses for the current year, and that the same amount be withdrawn from the Reserved
Fund. Accepted in Common Council, and the order passed.
Came up for concurrence. Read and concurred.

The Committee on Finance, to whom was referred the Report of the committee of the Board of Aldermen on widening Streets, together with an order of June 24, authorizing a loan of ten thousand dollars to make

290. Fleet street twenty six feet wide, ask leave to Report: That they have made inquiries and are satisfied that the City can borrow $10,000 for one year at an interest of 4½ per cent, and for two years for less, if it is deemed expedient by the City Council to contract a loan for this purpose, and your committee are ordered to direct such loan is authorized by the City Council. Your Committee feel some hesitancy in undertaking to express an opinion upon this subject, because the authority to decide upon the expediency of widening Streets belongs to one branch of the City government, and to another committee, but your committee feel constrained nevertheless to offer an opinion on the expediency of borrowing $10,000 for this purpose. It is doubtless a subject of regret that the Committee on Widening Streets have not been able to make Fleet Street 35 feet wide for the sum of $10,000 as proposed, and the matter assigned to them not having done so, must be deemed satisfactory. Your Committee are convinced that Fleet Street must at no distant period be an important thoroughfare, and that the public convenience and the rapidly increasing business of that portion of the City require that a greater width than 26 feet should be given to it. Your committee are not without hopes that the owners of estates on Fleet Street will on reflection, entertain more just views of the advantages they would derive in making that street a wide and convenient thoroughfare and may yet be induced to meet the City in such terms as may be deemed mutually advantageous. Individuals and Corporations have a large interest in this public improvement, among others the Eastern Rail Road are deeply interested and would doubtless be disposed to contribute liberally at some future time to so desirable an object.

Your Committee are of opinion that the cutting off of the land from certain of the estates is not so much injury to those estates as would be experienced by a much larger taking, without giving to the owners those advantages which a wide street would afford. A second street at this time in a parallel direction would be only increasing the value of estates, larger portions of which must be taken at some future period, at most for public demand, and in case valuable buildings of brick or stone should be erected on the new line, future improvements would be rendered improbable, if not impossible. Your committee for the reasons assigned deem it inexpedient to recommend to the City Council to borrow ten thousand dollars to make Fleet Street, between Noon and Commercial Street twenty six feet wide. For the Committee, H. Brimmer, Chairman. Accepted in Common Council. Came up for concurrence. Read and concurred.

South Watch.

The Mayor's message respecting the South Watch. He having been authorized and directed by the Board of Aldermen to divide the South Watch, which at this time consists of three officers and thirty seven men, and whose beat extends from Fleet and Summer Streets South to the City line, I have made preparations as far as I have been able to carry this arrangement into effect. I have leased for a term not exceeding two years, on very reasonable terms, a part of a building in a central and convenient situation, in rear of the Boylston Market for the accommodation of the Station of the Watch, but I have been unable on any terms to procure a building for the Southern portion. I would therefore recommend to the City Council to authorize the Committee on Police and

292. ings to erect on a vacant lot of land in rear of, and partly
fronting on the Engine House in Pearl Street near Canton
Street, belonging to the City, a wooden building 18 by 30 feet two
stories high, to be used for a Watch House. The cost of such a
building, as estimated by the Superintendent of Public Buildings,
will be $563. a building of this description might be used for
a Primary School or Engine House, in case at some future
period it should not be required for this purpose. The neces-
sity of dividing the South Watch must be apparent, it is too
large for a proper state of discipline, it covers too much ground
for a necessary supervision by its officers, too much time
is required to reach its extreme limits, which are too distant
to receive aid from the Watch House in case of necessity.
I must therefore conclude it my duty to lay the subject
before the City Council for such action as they may deem
expedient. I have the honor to be very respt. Your Obt. St. M. Bun-
ker, Mayor. To the Pres. of the Common Council. Referred
in Common Council to the Committee on Public Buildings, with
full power in the premises. Came up for concurrence. Read and
concurred.

Shattuck Cross Street

Ordered, That there be paid to Dr. George E. Shattuck, eight hundred and forty nine dol-
lars, and thirty seven and a half cents, in full for three hun-
dred and thirty nine 3/4 feet of land taken to widen Cross
Street, by an order passed Dec. 11. 1843. on his giving a sufficient
bond and release of all damages for the said land, and also
for removing his buildings, brick and any other debris of the
City in relation to the said taking. And that the same be
charged to the appropriation for unliquidated claims for widening

Broadway.

Ordered, That due notice be given that this Board will, on Monday next at 4 o'clock, P. M., take into consideration the expediency of laying a Common Sewer in Broadway from N. to Turnpike Street, and of assessing the expense thereof on all persons who may enter their particular Drains into such Common Sewer, or who by any acts or deeds may have occasion the benefit thereof. Any person making objection thereto will then and there be heard.

Higgins. Endicott Street.

On the petition of S. P. Higgins, and others to have the side walk in Endicott Street, levelled and repaired—Ordered, that the City Marshal be and he hereby is directed to give notice to the owners of said abutting on Endicott Street, to make and repair the side walks in the said Street, and remove obstructions therefrom, according to the law and ordinances in such cases made and provided.

Hammond Lincoln Street.

The Committee on Streets, to whom was referred the petition of Daniel Hammond to have Lincoln Street widened return [illegible] and report that a perspective line for Lincoln Street was established in 1844, and is accurately laid out [illegible] was taken in 1845. And that in their opinion the safety and convenience of the Inhabitants require that the same should be now corrected. For further report in [illegible] on Friday of next week. Ordered that notice be given to the owners of land affected by the location of Lincoln Street, between the Eastern [illegible] and [illegible]

2914. ...ed ...ncoln ...the line of Essex Street, and to all persons interested, that this Board intend to widen said Lincoln Street, and to make the same forty feet wide, according to a prospective line of the same, established by an order of this Board, passed April 29. 1839. and for that purpose that it will be necessary to take a part of the several estates belonging to the said proprietors and lay out the same as part of the said Street, and that Monday next at 4 o'clock P. M. is assigned as hearing any objections thereto. And accepted and the order passed.

Bowdoin Street. Whereas, the committee on the petition of S. S. Littlehale, and others, did recommend in their report to this board on the 24th of June last, that the Summit of Bowdoin Street be lowered, provided, that the petitioners will secure the City against all damage that may occur to any estate on account of such lowering or grading of the said Street, and the said report was accepted by this board. And whereas the said petitioners have not conformed to the foregoing provisions, by giving such security to the City, therefore it is Ordered, That the report of the committee relative to the lowering of Bowdoin Street, that passed this board the 24th of June 1841. be, and the same hereby is rescinded and made void in seven days from this date, unless the petitioners comply with the conditions named in the aforesaid report within the time named seven days.

Ordered, That the convenience
of the Inhabitants requires that part of Jewett Street should
be discontinued, bounded as follows, viz: Beginning on the East-
erly side line of the estate formerly belonging to Saml. Nichol-

=ad Boylston at a point thirty seven feet and two inches dis= =lan[t] from the Northerly side of the said School House run= =ning at right angles, thence running Southerly on said = =line twelve inches to the Northerly corner of land taken and used for the Latin School House and since conveyed to the Massa= =chusetts Horticultural Society thence turning and running Easterly by the said land so conveyed, thirty three feet and nine and one half inches to Chauncy Place so called, thence Northerly, by the said place, one foot and four inches thence Wester= =ly thirty three feet and nine and one half inches to the place of beginning; containing forty two feet and one sixth of a foot, accord= =ing to a plan thereof made by Alexander Wadsworth dated July 9. 1844. deposited in the office of the said Mayor and Alder= =men. And it is accordingly hereby Ordered that the piece of land before described be and the same hereby is discontinued as a Street or way of the said City.

Jacob C. Tallant was nomi= =nated and appointed Constable of the South Ward. Constable of South Ward.

Harry C. Henry was nomina= =ted and appointed a police officer. Police Officer

vide page 285.

William Bragdon was nominat= =ed and appointed a measurer of upper leather. Upper leather.

Adjourned to Monday next four o'clock P.M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall, on Monday the Twenty ninth day of July, A.D. 1844.

Present,

His Honor the Mayor, and the whole board of Aldermen.

Coffin. Petition of W. Coffin, and others, to
Kingston Street. be relieved from the Assessment of an Assessment made upon them for a common Sewer in Kingston Street. Referred to the Committee on Sewers and Drains.

Inches. Petition of H. Inches, and others, to
Broad Street. have a common Sewer laid in Broad Street, between Gibbs Lane and Pearl Street. Referred to the Committee on Sewers & Drains.

Johnson Petition of Elijah S. Johnson, that
Essex Street. the line and level of Essex Street where he is about building should be given him. Referred to the Committee on Streets and Paving.

Cushing Petition of John F. Cushing, and
Water Street. others, for leave to take up the side walks in front of their Stores on Water Street, and relaying the same with iron gratings. Referred to the Committee on Paving.

Calder Petition of John W. Calder, and
Sudan Street. others, to have Sudan Street repaired. Referred to the Committee on Paving.

Richardson Petition of Thomas Richard-
Essex Street. son for leave to construct a coal hole under the side walk in front of his Store 45 Essex Street. Referred to the Committee on Paving.

Petition of L. Hunter &c. for leave to exhibit moving diorama. Referred to Chief Engineer. Read. Referred to the Committee on Licenses with full power. 297.

Petition of Benj. S. Bryant & others to have the clock placed in the tower of the Second Church now building. Referred to the Committee on Bells and Clocks. Second Church.

Petition of Henry Robinson and others to have a passage way leading from Hesley Road in the rear of the Rev. Dr. Kirk's Church, named Hesley Place and that a gas lamp may be placed in the same. Referred to the Committees on Lamps and Streets. Petition Hesley Place.

Petition of Walter Channing, and others that a general meeting of the Citizens be called at Faneuil Hall, at an early day, to discuss the subject of supplying the City with pure water from Long pond in Framingham. Referred to the Mayor, Aldermen Palmer and Parkman to consider and report. Channing. Water.

Petition of Thomas J. Prouty, that a Watch house may not be erected on Canton Street place. Referred to the Committee on Public Buildings. Sent down for concurrence. Came up concurred. Prouty.

Petition of Abbott Lawrence, to have an ordinance modified, respecting the Junction of Mill St. with Milk. Referred to Aldermen Palmer, Lee and Rice with such as the Common Council may join, to consider and report. Sent down for concurrence. Came up concurred. Lawrence.

Cp. and the Common Council join in it part. Messr. Gardner, Dudley, Ober, Kendall and Wheelwright.

Inspectors of Prisons. The Inspectors of Prisons for the County of Suffolk made their annual report. Laid on the table, and ordered to be printed.

Robinson. Ordered, That due notice be given that this board will on Monday next at 4 o'Clock P. M. take into consideration the expediency of laying a Common Sewer in Eaton Street and of assessing the expense thereof on all persons who may enter their particular Drains into such Common Sewer, or who by any more remote means shall receive any benefit thereby: Any person making objections thereto will then and there be heard.

Eaton Street. Ordered, That the Superintendent of Streets be and he hereby is directed to cause Eaton Street to be sewered, and the expense thereof be charged to the appropriation for paving and repairs of Streets. And the City Marshal hereby is directed to notify the abuttors on the aforesaid Street, to make and repair the side walks in front of their respective estates, according to law.

Mortgage discharged. The Auditor of Accounts having certified that a bond given by Stephen Fitzgerald to the City for $2,44. the payment of which was secured by mortgage, recorded with Suffolk deeds, Lib. 489. fol. 118. has been fully paid, thereupon, ordered, that the Mayor be authorized and requested to discharge the same on the record.

Order. The committee on the petition of Philip Archer &c. &c. to whom was referred the petition of Philip Archer &c. &c. praying for leave to erect a building on Harrison Avenue, reported that leave be granted as prayed for. Read and accepted.

The Committee on Paving 299.
to whom was referred the petition of Geo. Whittemore to repave Whittemore.
with Gay pine blocks that part of Exchange Street now paved
with wood, report, that it is inexpedient for the City to be at
any expense for trying experiments on paving with wood, and
recommend that the petitioner have leave to try the experiment if
he desires it, at his own cost and charge, under the direction of
the Committee on Paving. Sara Crane for the Committee.
Read and accepted.

The Committee on Paving May-
to whom was referred the petition of Amasa Frau, and others, Smith et al.
report the within order, Sara Crane, for the Committee. Ord-
-ered, that the Superintendent of Streets be, and he hereby is di-
-rected, to cause South Street to be paved from Bay Street
to Beach Street, and the expense thereof be charged to the ap-
-propriation for paving and repairs of Streets; And that the City
Marshal hereby is directed to notify the abutters on the aforesaid
street to make and repair the side walks in front of their re-
-spective estates according to the law in such cases made
and provided. Read, accepted and the order passed.

The Committee on Paving Goldsmith.
to whom was referred the petition of Reuben Goldsmith and
others, to have a well re-opened in North Margin Street, for
the purpose of drawing water therefrom, have considered the sub-
-ject, and are of the opinion it is inexpedient to grant the pray-
-er of the petitioners, and report that they have leave to withdraw
their petition. Sara Crane, for the committee. Read Accepted.

300.

Goodrich. The Mayor, to whom was referred the petition of Mrs Mary Goodrich for a refund of taxes, asks leave to report: That Mrs Mary Goodrich owns an estate in Clark Street, worth $4000. on which she owes $35. taxes, Mrs Goodrich is aged and infirm and the estate is mismanaged, and although she has children she does not like them to take care of it for her, with proper management it would bring in $250. a 300 $. Your Committee recommends that the petitioner have leave to withdraw. M. Brimmer, Mayor. Read and accepted.

English. Ekkekobian. The Committee on Licenses to whom was referred the petition of William B. English and another for a license to exhibit Ekkekobian, or the Steam hatching, report that a license be granted. Read and accepted.

Pearl Street. The Committee on Paving, to whom was referred the petition of Samuel Sales for leave to construct a coal hold under the side walk in front of his estate Cornhill Pearl street, and the prayer of the petitioner ought to be granted subject to the order of this board passed April 1st 1844. and the rules and regulations adopted by this board on the subject of coal holds. Ezra Crane, for the Committee. Read & accepted.

Parker. Bedford Street. The Committee on Paving, to whom was referred the petition of S. P. Parker, for leave to build arches under the side walk in Bedford street, report that the prayer of the petitioner ought to be granted, subject to the regulations and order adopted by this board, appertaining to arches under side walks. Ezra Crane, for the Committee. Read and accepted.

The Committee to whom was re- Willard.
-ferred the petition of Abel Willard and Mark Wills praying to be
compensated for a horse that was injured in Cambridge Road on
the 19th June last, have attended to the duty assigned them and
ask leave to report: That the petitioners have had a full hearing
before the Committee, and the Committee after duly considering
the evidence, and all the circumstances attending the case,
are of the opinion the petitioners have no claim on the City
for compensation or damage received by their horse it being
one of those accidents which all are liable to, and the Committee
recommend that the petitioners have leave to withdraw their
petition. Harra Crane, for the Committee. Read and accepted.

On the petition of Isaac Ad. Adams-
-ams & others that a common sewer laid in Woodbury and new st. Sewerage.
appearing that notice has been given agreeably to the order passed
on Monday last, and no person appearing to object, it is thereup-
-on ordered, that the Committee on Sewers and Drains be and
they are hereby authorized to cause said sewer to be laid & that
the expense thereof be assessed according to law.

John Robinson, licensed as a Second hand
dealer in second hand articles 42 Brattle Street. articles.

Isaac D. Kimball, nominated & Constable
appointed Constable of the Watch at South Boston. Watch.

John Atkins, James M. Flint, Auctioneers
Elisha J. Hatch, Freeman J. Martin, Monahan, Tucker & Co. Sewer,

302 Leonard Hll. Daniel Kersey, Edwin M. Hall, Richard
Fay, Andrew H. Ridge Isaac P. Simmons, Lewis J. Thom-
-son Hll. Samuel J. Walker, William B. White, and Otis J. Wood
Esqrs. Aldermen and Com. Council appeared.

Samuel Underbakers. Simon Underbakes nominated and appointed, as follows, viz! Samuel Winslow, Martin Smith, Henry Lewis, Thomas Markell, Stephen S. Andrews, Edwin Hall Simeon Andrews, Francis Dillaway, Ebn. Le-
-lace, William J. Gardner Edward Lee, Caleb J. Hall, Ben
Faron, Levi Whitcomb, Franklin Smith, Timothy Swan, Richard
Fillen Ebn Peck, Jesse C. Dean and Benjamin.

Adjourned to Monday next, four o'Clock P.M.

At a Special meeting of the board of Al-
dermen of the City of Boston, held at City Hall, on Wednesday
the Thirty first day of July A.D. 1844.

Present

Ex. Mayor Andrews Hon. Com. Council and Aldermen.

Resolved, That the Mayor and Aldermen invite the members of the Common Council the scholars of both sexes who receive medals from the School Committee at their next the Committee and they be invited to assemble in Faneuil Hall, after the exhibition on Wednesday the 14th of August next, that some public expression of approbation be then given to the medal scholars by the Mayor, in behalf of the City accompanied with such remarks as may be deemed suitable and that a simple collation of such a character as both sexes can participate in it be furnished for them. Ordered that the Mayor, Aldermen Wetmore, Howe, Crane and Wilkinson be a committee to carry the foregoing resolve into effect.

School exhibition.

The committee on the petition of John P. Cushing, and others, for leave to take up the side walk in Water Street, and replace the same with iron grating, and the grant of the privilege applied for, provided the same be constructed to the acceptance of the Committee on Paving. Sarra Crane, for the Committee. Read and accepted.

Cushing. Water Street.

Adjourned to Monday next, four o'Clock, P.M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall on Monday the Fifth day of August A.D. 1844.

Present,

The Mayor, and the whole board of Aldermen.

South Boston Sts.

The Committee who were instructed to consider and action if necessary, if any, on the part of this board to preserve the Citys' rights in and to the Streets, Lanes, Squares and other public places in ward twelve, made a report which was laid on the table and ordered to be printed. The order of notice passed, as follows, viz. Ordered, That due notice be given to all persons interested that this board will on Monday the 19th instant at 4 oClock P.M. take into consideration the expediency of accepting a plan of the Streets at South Boston made by S. Underwood and ordering that the same be adopted and hereafter entered & designating the lines, grade and limits of the said Streets whenever the board shall order and direct any of the said Streets to be completed.

Egery

Petition of William A. Egery, for an abatement of taxes. Referred to the Mayor.

How & K. Street

Petition of Neall J. How & others, to have K. Street opened to First street. Referred to the committee on Streets.

Lawrence West Street.

Petition of Amos Lawrence, and others, to have West Street widened. Referred to the committee on Streets.

Ordered, that the Superinten- Boylston
dent of Sewers cause a drain to be laid in the Street, known
as Boylston Street, from Tremont Street and adjacent thereto made B.H.
upon such as may be benefitted thereby, as the law provides.

Ordered, that there be paid to Crease & al.
William H. Crease, Fred Wheeler and Ward Cox Seventy five
dollars, in full for their fees as referees appointed to ascertain
the cost of widening Washington Street near Boylston Street,
and of taking down and removing the buildings, and that the
same be charged to the appropriation for laying out and
widening Streets.

Ordered, that there be paid to Mc. Allaster.
James Mc. Allaster, Theophilus Burr, and Gridley Bryant One
hundred and ten dollars, in full for their fees as referees ap-
pointed to ascertain the damages occasioned by widening Union
Street by an order passed the first of April last, pursuant to
the award of the said referees. And that the same be charged
to the appropriation for laying out and widening Streets.

Ordered, that there be paid to Mc. Allaster.
James Mc. Allaster, George Mc. Kuhn, Henry A. Cooper, and
Asa Swallow, eighty dollars, in full for their fees as Commis-
sioners appointed pursuant to an order of this Board passed
the 6th day of May last, to ascertain the probable cost of
widening Pearl Street. And that the same be charged to the
appropriation for laying out and widening Streets.

Edward F. Hall, Benjamin Mc. Auditors.

306. Forbes, Samuel. Raymond, Ferdinand & White, Willard & White, George Woodman & Humphrey, Wilt &c. licensed as Auctioneers, and their bonds approved.

Inches Broad Street

Ordered, That due notice be given that this board will, on Monday next at 4 o'Clock, P.M., take into consideration the expediency of laying a Common Sewer in Broad Street, from Gibbs Lane to Pearl Street, and of assessing the expense thereof on all persons who may enter their particular Drains into such Common Sewer, or who by any more remote means shall receive any benefit thereby: Any person making objections thereto, will then and there be heard.

Gray-Lincoln Street.

On the petition of Grace Co. Gray, and others, to Grace Thornton Street ordered on order of notice passed, as follows viz: Ordered, That due notice be given to John F. Thorndike Esq. and all persons interested that this board intend to widen Thornton Street by taking a piece of land belonging to the said Thorndike opposite to the United States Hotel and laying out the same as part of the said Street: And that Monday next at 4 o'Clock P.M. is assigned for hearing any objections thereto.

Lincoln Street.

Resolved, That the public safety and convenience require that the location of part of Lincoln Street should be altered and that the same should be laid out according to the petitions of the South Cove Corporation and of the Boston and Worcester Rail Road Corporation and the plan accompanying the same, Provided a sufficient bond is given to save the City harmless from all claims for damages arising therefrom: And also that sufficient security is given to the City

that a piece of land bounded Southerly by the present Rail Road track - Easterly by the Westerly line of Ontario Street continued, and Westerly by the proposed Westerly line of Simcoe Street continued, shall remain open and not incumbered with building so as to obstruct the view of the cars while passing on the said Rail Road. 30?

Whereas Elijah S. Johnson of said Boston has given notice to this board of his intention to erect buildings on Eden Street in the said City; and, in the opinion of the board, the safety and convenience of the inhabitants require that the said Street should be widened at the place described in the said notice, it is therefore hereby Ordered, That due notice be given to the said Johnson and others interested that this board intend to widen the Street before mentioned, by taking a part of the land now about to be built upon as aforesaid, and laying out the same as a Public Street - and that Monday, the twelfth day of June next instant at 4 o'Clock, P.M. is assigned as the time for hearing any objections which may be made thereto. Johnson. Eden Street.

Quarterly reports of the Mayor weighers & the Fortieth Ward Superintendent of Public Sinks and Superintendent of Burial Grounds and Cemeteries. Read and laid down. Quarterly reports.

Memorial of a committee of the Prison Discipline Society respecting the Jail. Read and referred to the Committee on the Jail, House of Correction, Industry and Reformation, to consider and report. Laid down for concurrence. Came up concurred. Jail.

Graelitish cemetery.

The Committee on Burial Grounds having considered the petition of the Trustees of the Graelitish congregation Chebrah Thalom, Friend of Peace for leave to appropriate a piece of land in Section 4. lot 250. at East Boston for a burial ground the committee recommend that leave be granted and they submit the following order. Names read on the committee. Ordered. That the Trustees of the Graelitish congregation Chebrah Thalom, Friend of Peace, with their associates having purchased a lot of land. No. 250. in Section 4. at East Boston be and they are hereby authorized to lay the same out as a private burying ground they complying in all respects with the Statute law of the State and the ordinances of the City and the rules and regulations of this board subject however at all times to the supervision of the Superintendent of Burial Grounds and the control of this board. Read and accepted.

Rollins Dover Street & Harrison avenue.

Petition of John W. Rollins, to have the lower steps of his houses on Dover Street, and Harrison Avenue remain on the line beyond the line of his said houses. Referred to the Committee who have under consideration the petition of Abbott Laurence. Sent down for concurrence. Came up concurred.

Cumston. Killand Street.

Petition of William Cumston, and others, to have a common Sewer laid in Killand Street. Referred to the joint committee on Public Grounds. Sent down for concurrence. Came up concurred.

Marsh Anne Street.

Whereas Robert Marsh has given notice to this board of his intention to erect buildings on Anne Street, in the said City; and, in the opinion of the

road, the safety and convenience of the inhabitants requiring it, that the said Street should be widened at the place described in the said notice, it is therefore hereby Ordered, That due notice be given to the said Marsh that this board intend to widen the Street where mentioned by taking a part of the land now about to be built upon as aforesaid, and laying out the same as a public Road, and that Monday, the twelfth day of August inst. at 4 o'Clock P.M. be assigned as the time for hearing any objections which may be made thereto.

The Committee on the Fire Engine No 7.
Department reported a compliance for Engine No 7. read and accepted, and that certificates be issued to them accordingly.

The Committee on the Fire Carter
Department to whom was referred the remonstrance of Ira Engine No 13.
Stickfield and others against the election of [illegible]
as 2d Foreman of Engine Company No 13. Report: That having examined the parties, they do not find any sufficient reason why the said Carter should not be confirmed, and the Committee recommend that the petitioners have leave to withdraw. For the Committee, N. Brimmer, Chairman. Read & accepted.

The Mayor, to whom was Melvin.
referred the petition of Jane F. Melvin to have the taxes remitted on an estate at South Boston, Reports: That the said estate is of small value and mortgaged to its full value, that the petitioner is poor and unable to pay said taxes for the years 1842. & 43. and recommends that said taxes be abated. N. Brimmer, Mayor. Ordered, That the taxes assessed on the es-

310 late owned by Jane S. Melvin in ward 12, for the years 1842 & 1843, amounting to two dollars and thirty eight cents be and the same is hereby abated. Read, accepted and the order passed.

Richardson The Committee on Paving, to whom was referred the petition of Thomas Richardson for leave to extend a coal hold under the side walk in Essex Street, report, that leave be granted as prayed for, subject to the rules & orders of the Board of Aldermen relating to coal holds and vaults under the side walks. Pierce Crane, for the Committee. Read and accepted.

Hunter. The Committee on Licenses, to whom was referred, with full power, the petition of Jr. Hunter, 2d. for a license to exhibit moving diaramas, report, that a license has been granted as prayed for. Read and accepted.

Nichols. The Committee on Internal Health, to whom was referred the petition of John H. Nichols, for leave to keep swine, report, that the petitioner have leave to keep two swine.

Webb The Committee to whom was referred the petition of Mary Webb, asking for indemnification for having been deprived the use of her well by the widening of Salem Street, ask leave to report: that by an examination of her deed the Committee are of opinion, that your petitioner is fully vested in a right to said well, and upon further examination of premises the Committee find that there is a rich supply of water, and as there is no record of this easement ever having been granted to the City & the heirs of the petitioner have

ing a life lease or estate only) the Committee therefore recom- 311.
mend, that there be a suction pipe, pump, sink and drain fur-
nished to said estate and it is therefore, Ordered. That the City
cause said work to be done, and that the same be charged to
the appropriation for Incidental Expenses and Miscellaneous
Claims. For the committee, Jonathan Preston. Read & accepted.

Adjourned to Monday next, four o'Clock P. M.

At a meeting of the board of Al-
dermen of the City of Boston, held at City Hall, on Monday the
Twelfth day of August, A. D. 1844.

Present,

The Mayor, and the whole board of Aldermen.

[illegible] Samuel B. Dean and Edward Riddle 4th licensed as Auction-
eers, and their bonds approved.

Petition of Andrew Blanchard, & Blanchard
others, that Union Court may be laid out. Referred to the com- Union Court
-mittee on Paving. that.

312.

Petition of B. W. Kimball, & others, that a Street be laid from Washington Street to the line of the City land in the rear of Suffolk Street. Referred to the Committee on Streets.

Goodnow & al. Street.

Petition of Edistha Goodnow, and others, to have a common Sewer laid in A. street. Referred to the Committee on Sewers and Drains.

Somerby.

Petition of Mr. G. Somerby to have a tax abated. Referred to the Mayor.

House of Correction.

Memorial of the Overseers of the House of Correction, stating that it would be convenient for the Institutions to possess a piece of land which is for sale at South Boston adjacent to those Institutions, and that the same may be obtained by exchange or otherwise. Referred to the Committee on the Jail, Houses of Correction and Industry, to consider and report. Sent down for concurrence. Came up concurred.

Engine No. 17.

Petition of a Committee of Engine Company No. 17. giving their reasons for rejecting certain persons as members of said company, and that they may be allowed the privilege of choosing their foreman. Referred to the Committee on the Fire Department.

Auditor.

The Auditor of Accounts made a report of the moneys received by him and paid into the Treasury the last quarter ending the 31st ult. Read and sent down.

Treasurer & Collector.

Alderman Hall, Fitchburg, Ingersoll, Robinson, with such as the Common Council may join, be a

Standing committee on the Treasury department. Sent down for 313.
concurrence. Came up concurred, and the Common Council joined
on its part Messrs: Hayden, Boynton and Boardman.

Ordered, That the Mayor be au- Briggs.
-thorized in behalf of the City to sign an agreement with Mr.
Nesbitt Briggs, for removing and setting back a building be-
-longing to the said Nesbitt on Pinckney Street, at the expense
of the City, for paying her the sum of eight hundred dollars
and said Briggs painting and repairing the said building to as good
a state as it now is.

On the petition of H. Inches, and Inches
others, to have a common sewer laid in Broad Street between Broad Street.
Gibbs lane and Pearl Street, and now it appearing that notice
has been given agreeably to the order passed the 4th inst. by
the Board, and several persons appeared before the
board and objected to their being assessed for the same, and
after a full hearing, the board are of opinion that it is inexpe-
-dient to construct the same, and therefore the petitioners have
leave to withdraw their petition.

On the petition of George W. Robin- Robinson
-son, and others, to have a common sewer in Salem Street ex- Salem Street.
-tended from Engine house No. 3. to the head of Cooper Street.
And now it appearing to the board that notice has been given
agreeably to the order passed the 29th ultimo. and no person
appearing to object, it was thereupon ordered that the Commit-
-tee on Sewers and Drains be and they are hereby authorized to
cause said Sewer to be laid, and the expense thereof assessed
according to law.

Washington Street. A hearing was had on the subject of widening Washington Street and after discussion the subject was laid on the table and the Board agreed to visit said Street on Friday morning next at nine o'Clock.

Essex Street. Resolved That the Safety and convenience of the inhabitants require that Essex Street should be hereafter widened between Washington Street and Harrison Avenue. It is therefore hereby Ordered that the following line be established for the prospective widening of the same and that no building be permitted to be erected Northerly of the same viz- beginning on Harrison Avenue on the Westerly side at a point forty feet distant from the Northerly side of Essex Street measured at right angles thence running Westerly to Washington Street through a point forty feet distant from the North Westerly corner of Essex Street measured at right angles with the Northerly side thereof

West Street. The Committee to whom was referred the petition of Amos Lawrence and others that West Street may be widened ask leave to Report that a line ought to be established for the future widening of said Street and that no building ought to be hereafter erected Northerly of the same and they offer the following resolve and order. Thomas Wetmore for Committee. Resolved, That the Safety and convenience of the inhabitants require that West Street should be hereafter widened and it is therefore Ordered that the following described line be and is hereby established as a prospective line of the Southerly side of West Street and that no building be hereafter permitted to be erected Northerly of the same on the said Street viz-

beginning at the Easterly corner of the building belonging to C. Kimball and J. W. Gale thence running in a straight line Easterly to intersection of the West side of Washington Street & the Southern side of West Street.

Whereas James Lawrence and others, have given notice to this board of an intention to erect and alter buildings on West Street, in the said City; and, in the opinion of the board, the safety and convenience of the inhabitants require that the said Street should be widened in the place described in the said notice it is therefore hereby ordered, That due notice be given to Henry Carter Thomas Carter & William E. Fay, the owners about to alter the said building that this board intend to widen the said place mentioned, by taking a part of the land now about to be built upon as aforesaid, and laying out the same as a public Street and that Monday, the Nineteenth day of August inst. at 4 oClock, P.M., is assigned as the time for hearing any objections which may be made thereto. Lawrence-West street.

Whereas Sebastian Smeaton and Thomas Austin severally have given notice to this board of their intention to erect buildings on Purchase Street, in the said City; and, in the opinion of the Board, the safety and convenience of the inhabitants require that the said Street should be widened at the place described in the said notice; it is therefore hereby Ordered, That due notice be given to Sebastian Smeaton and Austin that this board intend to widen the Street before mentioned by taking a part of the land now about to be built upon as aforesaid, and laying out the same as a public Street and Purchase Street.

316. That Monday, the Nineteenth day of August inst. at 4 o'Clock, P.M. is assigned as the time for hearing any objections which may be made thereto.

Mr. [illegible] Committee on Streets to

F. Street. Street to whom was referred the petition of Hall & Howe &c. praying that F. Street may be closed & Front Street ask leave to report,- That in the order of the Selectmen laying out the Flats at South Boston in 1805 F. Street is described as "running at right angles across Broadway to 5th Street- five other Streets are then laid out parallel to F. Street each of them 50 feet wide-"and all of them running from the Boundary line to the Sea." It is also provided in the same order, that all the Streets which extend to the Salt water, shall be considered as continuing over the flats. And the Committee believe that F. Street did in fact extend to the Salt water- The Committee are therefore of opinion that it was the intention of the Selectmen to lay out F. Street upon the flats and that by virtue of the said direction it was thus laid out- & that in the case, the Continuation of F. Street from Second to First Street is now provided for in the original location of the Streets, and the erection of buildings thereon- as is complained of in the petition referred to the Committee- will be a nuisance which the board may cause to be abated- The Committee also report that it is not expedient to complete the said Street at the present time. Thomas Wilmore, for the Committee. Read and accepted.

Frazier The Committee on Streets, to

[illegible] on land taken to extend Richmond Street, reported, that the peti-

tioner has no claim, and that he have leave to withdraw his petition. Read and accepted. 317.

The Committee on Public Buildings to whom was referred the petition of Alonzo Coy, and others for leave to occupy a room in Faneuil Hall for an Armory ask leave to Report: That leave be granted to the said Alonzo Coy and his associates to occupy the room formerly occupied by the Washington Light Infantry Company, for an Armory. For the Committee, H. Rimmer, Chairman. Read and accepted. Sent down for concurrence. Came up concurred. Alonzo Coy.

The Committee on Public Buildings to whom was referred the petition of the Pulaski Guard praying that the rent of their Armory be paid by the City ask leave to report the following order. For the Committee, H. Rimmer Chairman. Ordered, That the Treasurer be and he is hereby authorized to pay to the Commanding the Pulaski Guard one hundred and fifty dollars for their Armory, that the same be charged to the appropriation for Incidental Expenses. Read and accepted. Sent down for concurrence. Came up concurred. Pulaski Guard.

Ordered, That the Superintendent of Streets be and he hereby is directed to cause Congress Street to be repaved from Water to Milk Street. Also a part of Milk Street, commencing at the west side of Federal Street and extending easterly as far as the Committee on Paving shall direct, and that the expense thereof be charged to the appropriation for paving and repairs of Streets. And the City Marshal is hereby directed to notify the abutters to make and repair the sidewalks

318. in front of their respective estates, according to the law in such cases made and provided.

Cumston- The Committee on Streets to
ton and whom was referred the notice of William Cumston and others of
others in their intention to build on Fulton and Hanover Streets, report-
Fulton ed, that no action of the Board is necessary on the same.
Street. Read and accepted.

Washburn- An order of notice passed
ton & on the notice of intention to build of William Washburn at the
Hanover Hanover Street intersection of Causeway & Hanover Streets as on file.
Street

Adjourned to Monday next, four o'Clock. P.M.

At a meeting of the board of Al-
dermen of the City of Boston, held at City Hall, on Monday
the Nineteenth day of August, A.D. 1844.

Present,

His Honor, and the whole board of Aldermen.

Whereas there is reason 319.
to believe that some evil disposed person or persons have wil- Reward.
=fully and maliciously set fire to several buildings within
the limits of the City, within the three days last past, It is there-
=fore Ordered, that the Mayor be and he is hereby authorized to
offer a reward of two hundred dollars for the detection and
conviction of such person or persons, And a like sum, on
the conviction of any person or persons found guilty of such
crimes, who shall be detected previous to the first day of Jan=
=uary 1845.

Petition of William Brig= Brigham
=ham and others to have a bell placed on the Ben Franklin Franklin
School House. Referred to the Committee on Public Buildings. Report made.
Sent down for concurrence. Came up concurred.

Petition of Jacob Katzman Katzman
to have a nuisance abated in Lehigh Street occasioned by Lehigh Street.
the want of a drain. Referred to the Committee on Inter
nal Health.

Petition of William Kelly, Man= Kelly.
=ager of the National Theatre, for a renewal of his license. National
Referred to the Committee on Licenses. Theatre.

Petition of George Sullon for a Sullon.
license to exhibit Ventriloquism, and Magical Illusions. Re=
=ferred to the Committee on Licenses.

Petition of J. C. Bartholomew Bartholomew.
&Co. for a license to exhibit the Diorama of the Battle of
Bunker Hill. Referred to the Committee on Licenses.

Farwell. Petition of George Farwell, & others, to have an additional weigher of hay appointed, and recommending a weigher. Referred to the Committee on Licenses.

Barnard &c. Petition of John H. Barnard, and others, to have Sixth house square widened. Referred to the Committee on Streets.

Robbins. Petition of George Robbins to be indemnified for loss occasioned by his loaded wagon sinking into a hole in Cambridge Street. Referred to the Committee on Paving.

Bowdoin Street. Petition of the proprietors of the New Church on Bowdoin Street, to have the top of the hill in said Street reduced about eighteen inches. Referred to the Committee on Paving.

Blanchard & others. Petition of N. H. Blanchard, and others, to have North Margin Street repaired. Referred to the Committee on Paving.

Bartlett Petition of Amos Bartlett, for leave to take water by suction from a well corner of Salem Street and Bartlett Place. Referred to the Committee on Paving.

Petition of David C. Mackey, for leave to construct arches under the side walks corner of Washington Street and Boylston Street. Referred to the Committee on Paving.

Petition of Ezra Sull to have a nuisance abated, in Ivers Street, occasioned by a defect in the com-

...mon Sewer. Referred to the Committee on Paving.

Petitions of Alexander Clark and ... Clark & Clif
... C. Clif for allowment in lane. Referred to the Mayor.

Petition of Cyrus Felton, to have Al- Felton
=exander B. Emerson & Constable removed for non feasance. Referred to the Mayor.

Application of George F. Porter to be re-appointed a Constable. Referred to the Mayor. Porter.

Ordered, That the attention of the Engineers.
Board of Engineers in the Fire Department be directed to have four iron wooden buildings now erecting on Hanover Street in rear of Union Street, and in case the same be in violation of the laws of the Commonwealth, that said board take such measures to prosecute the parties engaged in the construction of said buildings as may be prescribed by law.

Ordered, That the Superintendent Spring lane.
=ent of Streets be and he hereby is directed to repave Spring lane, from the rear of the Old South Church to Devonshire Street, and the gutters thereof crossing the intersecting streets and repair the same. And the City Marshal is directed to notify the owners of the adjacent land to repair the side walks in front of their respective estates, according to the law in such case made and provided.

Richard A. Pierce, Auctioneer.

Ordered, That Timothy M. Baker & Stephen A. Pierce, licensed as Auctioneers, be and are approved.

West Street.

On the petition of Amos Lawrence, and others, to have West Street widened, and it appearing to this board that notice has been given to all persons interested in the order passed at the last meeting of this board; and now Henry Carter, and others present their remonstrance against the same, which was read and laid on the table. The board reconsidered their former vote establishing a prospective line of said Street passed at the last meeting. A resolve passed to widen said Street as follows, viz: Resolved, That the safety and convenience of the inhabitants of this City require that West Street should be widened and for that purpose it is necessary to take and lay out as a public street or way of the said City, a parcel of land belonging to Thomas Carter, Henry Carter and William G. Fay bounded as follows, viz: Southerly by a line drawn from the Northerly corner of the main building belonging to the said Carters and Fay on West Street to the Southerly corner of a piece of land conveyed to the City by James W. Bates by deed dated Dec 8. 1842. Westerly by the Westerly line of a Cow-building adjoining the said Main building and heretofore used as a Hideing Shed. And Northerly by the present line of West Street. And whereas due notice has been given of the intention of this board to take the said parcel of land for the purpose aforesaid, as appears by the return hereunto annexed. It is therefore Ordered, That the parcel of land before described be and the same hereby is taken and laid out as a public street or way of the said City.

South Boston Street.

On the subject of adopting the line of Dorchester & 9th Street at South Boston. And now it appearing that notice has been given to all persons interested

=cessary to the order passed on the 5th inst. Benjamin Id= 1833.
=ams presented a memorial respecting Said Streets, which was
read and laid upon the table, and several persons appeared
and were heard respecting Said Streets, and the whole subject
was laid upon the table.

Ordered, That due notice be Ratcliff
given that this board will, on Monday next at 4 o'clock P.M. Howard Street.
take into consideration the expediency of laying the Common Sew-
=er in Howard Street and of assessing the Expense thereof on all
persons who may enter their particular Drains into such Common
Sewer, or who by any more remote means shall receive any
benefit thereby: Any person making objections thereto, will then
and there be heard.

On the petition of Elisha Good= Goodnow
=now and others, Ordered, That due notice be given that this A. Street.
board will, on Monday next, at 4 o'Clock, P.M., take into con=
=sideration the expediency of laying a Common Sewer in A.
Street, and of assessing the expense thereof on all persons who
may enter their particular Drains into such Common Sewer,
or who by any more remote means shall receive any benefit
thereby: Any person making objections thereto, will then and
there be heard.

The Committee on Streets to Keirl
whom was referred the petition of Michael Keirl to have the line
of Broad Street given him, ask leave to report, that this board
decided on the 29th day of October 1833 that the safety and
convenience of the inhabitants required that Broad Street
should be widened at the place mentioned in the said petition
and thereupon Ordered "That the Same is hereby widened and

=ed. Be and hereby is ordered to layout as a part of the public highway said wid=ening to be carried into effect on or directly after the first day of June next and further declaring the quantity of land taken from the estate before mentioned to be "169 Square feet" and describing the same by metes and bounds; referring to a plan of the same which is now in possession of the City. The Committee do not find any subsequent order of Board rescinding or in any way revoking the order for taking the said piece of land, & the subsequent orders have been passed in relation to the postponing the removal of the buildings from the lots on each side of it— They presume therefore that the said order for taking the land of the petitioner is still in force— and they have accordingly di=rected Mr Fuller to mark the limits of the same on the prem=ises. Thomas Wetmore, for Committee. Read and accepted.

Kimball near Street. The Committee on Streets, to whom was referred the petition of B.W. Kimball, and others, to have a Street opened from 717 Washington Street to the line of the City's land in the rear of Suffolk Street, reported, that petit=ion be referred to the Committee on Public Grounds. Read, ac=cepted and referred accordingly. Sent down for concurrence. Came up concurred.

Lincoln Street. Resolved, That the Safety and convenience of the Inhabitants of this City require that Lincoln Street should be widened and for that purpose it is necessary to take, and lay out as a Public Street or way, of the said City, a parcel of land belonging lately to the Boston Female Asylum, [illegible] Boston, Commonwealth Bridge, bounded as follows, viz: Beginning at the Southerly corner of the estate of Samuel

Sanford thence running Southerly two hundred and twelve feet 325.
2/12 to Essex Street thence by Essex Street Easterly seven feet
one and a half inch to the present line of Lincoln [illegible]
Northerly by the said present line two hundred and fourteen
feet 4/12, thence turning and running by the said line Nothing
ten feet and nine inches to the place of beginning, containing
nineteen hundred and sixty eight feet and one sixth of a foot,
and being the same parcel of land which has recently been
conveyed to the said City by the said Boston Female Asylum,
Brown and Briggs for a public way or Street. And Whereas due
notice has been given of the intention of this Board to take
the said parcel of land for the purpose aforesaid, as appears
by the return hereunto annexed. It is therefore Ordered, That
the parcel of land before described be, and the same hereby
is taken and laid out as a public Street or way of the said
City according to a plan of the said Street made by G.P.
Tuttle dated April 22. 1849 and deposited in the Office of the
Mayor and Aldermen.

The committee to whom was Robinson
referred the petition of Aaron Robinson, and others, to have a Nothing else.
passage way leading from Allston Street, named Allston
place on that plan laid out in the same petition
that it is not expedient to grant the same, said passage way
not being a public Street. Read and accepted.

The committee to whom was Hamblin
referred the petition of Wm Hamblin and others to have the [illegible]
stions removed from the side walks in West Cedar Street, report. Street.
that the obstructions complained of are parts of buildings ad-

Superintendent standing in the street, and the committee not knowing the precise line of the street, ask to be discharged from further action on the subject; and recommend that the petition be referred to the Committee on Streets. Sparra Crane, for the Committee. Read and accepted and referred to the Committee on Streets.

Larceny. The Committee on Paving to whom was referred the petition of Thomas Bargery for leave to move a wooden building, asked, that the prayer of the petition ought to be granted Provided, the building is placed on wheels and does not remain in the Streets more than four hours For the Committee, Sparra Crane. Read and accepted.

Adjourned to Monday next, four o'Clock. P.M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall, on Monday the twenty sixth day of August. A.D. 1844.

Present.

The Mayor, and the whole board of Aldermen, except Alderman Wilkinson.

to whom was referred the order of July 18. in relation to the introduction of "pure soft water" into the City, with leave to Report:

That in their opinion the time has arrived when it is both expedient and necessary that pure water should be introduced into the City. Public opinion requires and the public safety and necessity demands that water should be brought into the City.

Having carefully examined the doings of the City Government in times past, they are of opinion that if the City Council shall decide that it is expedient to introduce "pure soft water" into the City, there is but one source from which a supply adequate to meet the demands of a rapidly increasing population can be taken – and that source is Long Pond. Whatever may be the interests of private Corporations in relation to other sources, your Committee deem it inexpedient for the City Council to give any other source than Long Pond a serious consideration. Long Pond is principally situated within the limits of the town of Natick and is estimated to cover a superficial area of six hundred acres, and the elevation above the Marsh at Boston, according to a report made by Messrs. Treadwell, Baldwin and Hale in 1837, is 123.52 ft. and the distance from the City fifteen miles, and from the State House by way of the Tremont Road, twenty and one quarter miles. As a source Long Pond can be fully relied upon for an adequate supply of water for the future wants of this City. The population of Boston may be estimated at 110.000, which at 28½ gallons a day, the quantity allowed in Philadelphia to each individual, would require 3.135.000 galls, (wine measure) per day. By the report of the Commissioners Long Pond is capable of the [illegible]

to establish a reservoir on Circus Hill, even one foot above 123 ft 10 in will supply 2½ gallons a day for 250,000 inhabitants, Long Pond can doubtless furnish a much larger supply than this estimate. To prove Long Pond is abundantly adequate to furnish a supply to the increasing population of this City for more than one hundred years. The elevation of Long Pond (123 ft 10 in) will allow a reservoir to be constructed on Circus Hill 117 feet above high tide, which would enable the water to be delivered above the floor of the State House. The water of Long Pond though not so pure as that of Jamaica Pond or Spot Pond is much more pure than the water introduced into any City in this country, and far more pure than that of London or Paris and is sufficiently pure for every purpose. With these facts satisfactorily established, your Committee do not hesitate to recommend Long Pond as a source alone worthy of important consideration. Notwithstanding much attention was given to this subject in the years 1837. 38. & 39. and able and voluminous reports were at that time made upon this subject, important changes have doubtless taken place both in the opinions and circumstances connected in various ways connected with it, your Committee deem it therefore inexpedient for the City Council to take any important steps in relation to supplying the City with water, until a Commission of competent persons, appointed for this purpose shall have reported the present situation of Long Pond and the measures proper now to be taken, and the expenses necessary to be incurred to bring its water into the City. Your Committee therefore recommend to the City Council the adoption of the following orders. For the Committee, A. H. Brimmer, Chair-

=man. Ordered, That three Commissioners be appointed who 329.
shall, with as little delay as possible, report the best mode, and
the expence of bringing the water of Long Pond into the City.
Ordered, That the Joint Special Committee on the introduction
of "pure soft water" into the City, be and they are hereby au=
=thorized to appoint three Commissioners to report on the in=
=troduction of the water from Long Pond, and to fix their com=
=pensation. Passed in Common Council and the order sent
Came up for concurrence. Read and concurred.

The Committee to whom Channing
was referred the petition of Walter Channing and 209 others, Walter
asking that a Special Public Meeting of the Citizens should be Warrant for a
convened for the object of discussing the expediency of introducing general meeting
pure water into the City, having duly examined the subject
and heard certain of the petitioners in relation thereto, report
the following order. Per the Committee, M. Brimmer, Chairman.
Ordered, That a warrant be issued to assemble the citizens
of Boston at Faneuil Hall on Tuesday evening the third
day of September next at 7 o'Clock P.M. to take into considera=
=tion the expediency of procuring a supply of water for the City
to be brought from Long Pond. Read, accepted, and a warrant
was ordered to be issued accordingly.

Remonstrance of Isaac Kimball.
I. Kimball against the petition of C. G. Thomas for the removal
of said Kimball from the office of Constable. Referred to the Mayor.

Memorial of the Board Reservoir.
of Engineers relating Reservoir &c. to the Com. on the Reservoir.

330.

Stedman. Petition of Josiah Stedman, and others, to have a reservoir constructed in Hudson Street. Referred to the Committee on the Fire Department.

Gray. Petition of S. C. Gray, for leave to construct an arch under the Side walk, in Park Street. Referred to the Committee on Paving.

Scarritt. Petition of M. H. Scarritt, for leave to construct arches under the Side walks in Court Street. Referred to the Committee on Paving.

Baker. Petition of Eliphalet Baker for leave to take water from a well, by suction in Friend Street. Referred to the Committee on Paving.

Keys Broad Street. Petition of Michael Keys to be paid for land taken to widen Broad Street. Referred to the Committee on Streets.

Bigelow Federal Street. Petition of Athens Bigelow, Jr. to be paid for land taken to widen Federal Street. Referred to the Committee on Streets.

Redding Seward St. Remonstrance of George Redding, against the construction of a new Common Sewer in Seward Street. Referred to the Committee on Sewers and Drains.

Macomber Second Street. Memorial of Jehabod Macomber respecting a common Sewer in Second Street. Referred to the Committee on Sewers and Drains.

City Clerk. The City Clerk made a report of the moneys received by him and paid into the City Treasury the last quarter ending 31st ultimo, which was read and sent down.

=cil vacating the communication of the Auditor in relation the abatement for building Sewer &c. Sun. to comply with existing contracts_ to the Committee on Finance. Came up for concurrence. Read and concurred.

Petition of the Washington Light Infantry Corps for a renewal of the lease of their Armory. Referred to the Committee on Public Buildings. Sent down for concurrence. Came up concurred.

Washington Light Infy. Armory.

Petition of Thomas Fitzpatrick and others, to have Dedham Street repaired. Referred to the Committee on Public Lands. Sent down for concurrence Came up concurred.

Fitzpatrick Dedham Street.

On the petition of Elisha Goodnow, and others, to have a common sewer laid in 4. Street_ And now it appearing that notice has been given agreeably to the order of notice passed at the last meeting, and no person appearing to object it is thereupon Ordered, that the Committee on Sewers and Drains be and they are hereby authorized to cause said sewer to be laid, and the expense thereof assessed according to law.

Goodnow. 4. Street.

Resolved, That the safety and convenience of the Inhabitants of this City require that Purchase Street should be widened near Pond Street and for that purpose it is necessary to take, and lay out as a public street or way of the said City, a parcel of land belonging to Thomas [illegible] the Liverpool Wharf Corporation [illegible]

Purchase Street.

3.32. and George Moulton bounded as follows, viz: Beginning at the Westerly corner of the estate of Bancroft, thence running South westerly by said Austins land and Purchase Street four feet, thence South westerly by Purchase Street Sixty five feet and seven inches, to the Westerly line of the said Robertson and Moulton land, thence South easterly by the said Westerly line four and three tenth in feet Sixty six feet and seven inches to the place of beginning containing Seventy eight feet and one third reserving to said Austin namely two feet belonging to the said Liverpool Wharf Corporation and ninety two feet belonging to the said Robertson and Moulton... And Whereas due notice has been given of the intention of this Board to take the said parcel of land for the purpose aforesaid, as appears by the return hereunto annexed. It is therefore Ordered, That the parcel of land before described be, and the same hereby is, taken and laid out as a public Street or way of the said City according to a plan of the said Street made by S. F. Tuller dated August 21. 1841 and deposited in the Office of the said Mayor and Aldermen.

Robinson & Moulton Purchase Street. Ordered, That there be paid to John A. Robinson & George Moulton, two hundred dollars in full for ninety two feet of land taken to widen Purchase Street by an order passed this day, and also for filling up and levelling the cellar on the piece of land thus taken, and for all damages; provided they give a sufficient deed and release. And that the same be charged to the appropriation for laying out and widening Streets.

Austin Purchase Street. Ordered, That there be paid to Thomas Austin, one hundred and fifty six dollars, sixty seven

cents, in full for seventy eight and one third feet of land 333.
then to within Purchase Street by an order passed this day;
provided he give a sufficient deed and release of all dama=
=ges. And that the same be charged to the appropriation for
laying out and widening Streets.

The Committee on Streets Causeway
to whom was recommitted the notice given by William Wash & Merrimac
=burn of an intention to build on Causeway Street ask leave Streets.
to report an order. Thomas Wetmore for Committee. Ordered,
That the safety and convenience of the Inhabitants of this vide Suffolk Deeds
City require that Causeway & Merrimac Streets should be wid= Lib. 543 Fol. 301.
=ened and for that purpose it is necessary to take and lay out
as a public Street or way of the said City, a parcel of land
belonging to William Washburn bounded as follows viz: Be=
=ginning at the intersection of the easterly side of Causeway
Street and Northerly side of Merrimac Street, thence running
North easterly by Causeway Street twenty feet, thence South wes=
=terly by a straight line at right angles with the said line
of Causeway Street to Merrimac Street, thence North westerly
by the line of Merrimac Street to the place of beginning. And
Whereas due notice has been given of the intention of this board
to take the said parcel of land for the purpose aforesaid, as
appears by the return hereunto annexed. It is therefore Ordered,
That the parcel of land before described be, and the same here=
=by is taken and laid out as a public Street or way of the
said City according to a plan of the said land made by
Alexander Wadsworth dated August 1st 1844 and deposited in
the office of the said Mayor and Aldermen. And accordingly
the order passed Ezra Rude and other petitioners to have a

334. Streets widened, being previously read and laid on the table.

Lincoln Street. Ordered, That the committee on laying out and widening Streets are hereby authorized to cause to be removed, in such manner as they may deem expedient all obstructions within the line of Lincoln Street as laid out by an order of this board passed the nineteenth instant.

Boston Female Asylum & Lincoln Street. Ordered, That there be paid to the Boston Female Asylum six thousand, six hundred and seventeen dollars, in full for fourteen hundred and eighty and one half feet of land taken from their estate for the purpose of widening Lincoln Street pursuant to an order of this board passed the 19th instant. Also in full for a piece of land containing two hundred and forty two and one third feet taken from the estate of Charles Brown, and for a piece of land containing three hundred and eighty eight and one third feet, taken from the estate of Elizabeth Briggs the said Asylum having conveyed to the City the piece of land taken from their estate, and having conveyed to the said Brown and Briggs, a piece of land in the rear of their several estates in exchange for the piece taken as aforesaid from the front of the same, for the said widening, provided the said Asylum release the City from all damages. And that the said sum not be charged to the appropriation for laying out and widening Streets.

Sutton The Committee on Licenses to whom was referred the petition of George Sutton, for a license to exhibit Ventriloquism, and magical illusions, reported,

that a license be granted on payment of five dollars. 335.

The Committee on Licenses Bartholomew.
to whom was referred the petition of I Co. Bartholomew, for a
license to exhibit the diorama of the battle of Bunker Hill, at
Amory Hall, reported, that a license be granted upon pay-
ment of five dollars.

The Committee on Internal Katzman
[illegible] to whom was referred the petition of Fred Katzman to [illegible] Lehigh Street.
have a nuisance abated in Lehigh Street, ask leave to report,
that they have examined the place referred to in the petition
and are of opinion that the nuisance complained of should
be abated with as little delay as possible and recommend
the passage of the subjoined order. S. W. Robinson, for the
Committee. Whereas a nuisance exists in Lehigh and East
Orange Streets (South Line) caused by a collection of waste
water thrown into said Streets by the occupants of the houses
and said streets not being furnished with good & sufficient
drains to carry off the waste water under ground. Therefore it
is Ordered. That the City Marshal cause the owners or
agents of the estates abutting on said Streets to cause good
and sufficient drains to be laid from their several Estates
within seven days; and in case of neglect to do. that
the Marshal cause said nuisance to be [illegible]
and the expense thereof to them [illegible]. [illegible]

The committee to whom was re- Spring.
ferred the petition of Tho. Arthur Spring to [illegible] Lehigh Street,
reported. That they have [illegible] Lehigh Street to East Orange
Road and accepted.

Clark. The Mayor, to whom was referred the petition of Ter. Clark for an abatement of taxes Reports That Alexander Clark owns a small estate on X Street in Boston, which is under mortgage That said Clark is poor & indirm & that the prayer of the petitioner should be granted. M. Brimmer Mayor. Ordered That the taxes on the estate of Alexander Clark for X Street for the years 1842 & 1843 amounting to thirteen dollars & 14 cts be & the same is hereby abated. Read, accepted, and the order passed.

Fenks. The Mayor to whom was referred the petition of Susannah Fenks for an abatement of taxes Reports That the petitioner owns a small estate in Prince St the income of which is the principal support of herself daughter and two grand children and the estate is in bad repair which she is unable to make, under these circumstances Your Committee recommend that her taxes for the years 1842 & 43 be abated. M. Brimmer Mayor. Ordered. That the taxes assessed on the estate of Susannah Fenks in Prince Street, for the years 1842 & 1843 amounting to thirty five dollars & 5 cts be & they are hereby abated. Read accepted and the order passed.

Hill. The Mayor to whom was referred the petition of Mary E Hill for an abatement of taxes Reports That Mary E Hill owns a small estate on South Cedar St. which is mortgaged for more than it is worth, The petitioner is a poor widow dependent on her labor for her support Your Committee recommend that the taxes of 1842 & 43 be abated. M. Brimmer Mayor. Ordered, That the taxes

a Settlement on the estate of Mary K. Hill for the years 1842 & 1843 amounting to Sixteen dollars & 66 cts, & and they are hereby abated. Read, accepted, and the order passed.

On the memorial of S. W. Eicksons, ordered that the following bills be and they hereby are abated. Henry Myrick & ux. 17 Ward. Henry Myrick poll tax Ward 10 year 1834. Henry Myrick Jr. poll tax Ward 10 year 1838. Henry Myrick poll tax Ward 6 year 1840. Henry Myrick poll tax Ward 11 year 1841. Henry Myrick poll tax Ward 10 year 1842. Eicksons. Myricks.

Levi Whitcomb, Asst Day, Charles D. Rice, Stand Garrard & J. Sullivan were nominated and appointed Police Officers. Police Officers.

Adjourned to Monday next four o'Clock P. M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall, on Monday the Second day of September. A.D. 1844.

Present

The Mayor, and the whole board of Aldermen, except Alderman Wilkinson.

Rand. Petition of Mary Rand to be paid for land taken to widen Anne Street. Referred to the Committee on Streets.

Smith. Petition of Ralph Smith, and others, that a new Pitch Line may be established. Referred to the Committee on Paving.

Price. Petition of John Price to be remunerated the damage to him in consequence of the City's entering their drain into his private drain in South Street. Referred to the Committee on Paving.

Second Church. Petition of Second Church, for leave to construct arches under the side walk Manner shed. Referred to the Committee on Paving.

Thorp. On the representation of Joseph Eustis, one of the Overseers of the Poor. Ordered, that the taxes assessed upon Ezekiel Thorp, and now due from him from the years 1836. to 1843. both inclusive, be and the same are hereby abated, he being poor and unable to pay the same.

Parrell & Embs Petition of Sumner P. Parrell and others, for leave to construct tombs in the burial place

in East Boston. Referred to the committee on Burial Ground &c.

Petitions of Warren S. Thomas, Girls.
and others, James Burnett, Stephen Wiley, and others, to stand
with Carts in Brattle Street, and the remonstrance of Hon Shud-
-ley, and others, against the same. Referred to the Committee
on Licenses.

Application of Howes & Gard- Howes &
-ner for a license to exhibit Equestrian performances, Atkinson Gardner.
Street. Referred to the Committee on Licenses

Ordered, that the City Mar- Sea Street.
-shal be, and he hereby is directed to notify the owners of
estates on the west side of Sea Street, between Beach and Fur-
-nace Street, to make and repair the side walk in front of
their respective Lots according to law and the owners of
vacant Lots have leave to lay the side walks with plank, under
the direction of the Superintendent of Streets.

The committee to whom was Tinton.
referred the petition of Elisha Tinton for payment of his claim
for damages by him sustained by reason of the City having
laid out and covered a part of a building erected by him
in Dalton Street, for the purpose of widening the said Street
and stated by him to amount to $534.70, ask leave to report
that the said damages in their opinion amount to two hun-
-dred dollars, and that the said Tinton ought also to be dis-
-charged from all liability to pay any tax on the said Store
or the land contained therein that may be assessed for the

340. present year. And that the said Vinton has agreed in consid-
=eration of the said payment of two hundred dollars and in
the said discharge to release his said claim. they therefore
report an order to pay the said amount. Thomas Wetmore, for
Committee. Ordered, That there be paid to Elisha Vinton two
hundred dollars in full for all damages by him sustained by
reason of the removal of a part of a building occupied by him
in Washington Street for the purpose of widening the said Street
by an order of this board passed the twenty second day of
March last. And that the same be charged to the appropria-
=tion for unliquidated claims for widening and extending Streets
in former years. Provided he give a sufficient release of all
claims for the said damages. Read, accepted, and the order pass-
=ed.

Boston and Worcester Rail Road.

Whereas a nuisance exists on land belonging to the Boston and Worcester Rail Road Corpo-
=ration near their depot, South Cove, occasioned by a collection of filthy waste water which for want of good and sufficient drains, to carry off the same, is allowed to remain along the line of their excavations. Therefore it is Ordered, That the City Marshal be directed to notify the said Corporation to abate the said nuisance, without delay; and in case of neglect so to do, for the space of seven days, that the City Marshal abate the same by constructing a good and sufficient drain or drains under ground, according to law, and charge the expense of the same to the said Rail Road Corporation.

Second hand articles

William Ennick licensed as a dealer in second hand articles, No. 19 North Market Street.

The committee to whom was referred the petition of Elijah S. Johnson praying that a mortgage, made by him to the City, of certain estates in Crawford Street may be discharged, ask leave to report, that the said Mortgage was made to secure the City against all claims for damages which might arise by reason of the laying out of Crawford Street by an order passed the 24th 1842 and more particularly against the claims of the heirs of John Harris deceased and of a Mr Hyde that the claim of the said Hyde has been settled & paid by said Johnson and that the claim of Harris's heirs is also in train for Settlement and that the City is relieved from all claims as well those of the said heirs as of all others by the operation of the Statute which provides that an action should be commenced within one year from the time of taking land for Street. The Committee are therefore of opinion that the petitioner ought to be relieved from the embarassment to which he is now subjected by the continuance of the said Mortgage on the record; and they therefore submit an order for the discharge thereof. Thomas Wetmore for Committee. Ordered, That the Mayor be, and he hereby is, authorized to discharge a Mortgage made to the City by Elijah S. Johnson, of certain estates in Crawford Street, by deed dated the twenty fifth day of October in the year Eighteen hundred and forty two. Read, accepted, and the order passed.

mortgage discharged.

Ordered, That there be paid to the City Clerk, for the use of the City, upon the delivery of a license, for the year, for Theatrical Exhibitions at the Theatre for Twenty five dollars and from and after

Theatrical & Equestrian

212. a circus or equestrian performance, a sum not less than fifty dollars, and for a Museum of Curiosities, for one year, a sum not less than twenty five dollars and that no license be granted for any exhibition, demanding a fee for admission, for the pecuniary benefit to the city Clerk, of a less sum than five dollars.

National Theatre. The Committee on Licenses on the petition of William Pelby for a license for the National Theatre recommend that license be granted to the petitioner for one year, to commence on the first of July last, on condition that he pay therefor to the City Clerk, the sum of twenty five dollars. Fifty Cents for Committee. Read and accepted.

Brown Lincoln Street. Ordered, That the Mayor be and he hereby is authorized to sign, in behalf of the City, an agreement with Charles Brown, for the removal of buildings on Lincoln Street, belonging to him, at the expense of the City, and also for the putting the same in as good repair as they now are, and also for paying the said Brown the sum of two hundred dollars, on the completion of the said repairs, in consideration of the said Brown's release of all claims for damages, by reason of the widening of Lincoln Street.

Callender Kingston Street. The Committee on Paving, to whom was referred the petition of E. B. Callender, and others, to have Kingston Street paved with wood, report, that it is inexpedient to pave Kingston Street with wood at any expense to the City; And the Committee recommend that the petitioners have leave to pave said Street with wood at their

own cost and charge. Sarra Crane, for the Committee. Read and accepted.

The Committee on Paving to whom was referred the petition of James Bartlett, for leave to take water by suction from a well corner of Salem Street, and Endicott Place and to have leave to do all the necessary work, under the direction of the Superintendent of Streets, and subject to be removed at any time by the order of the Board of Aldermen. Sarra Crane, for the Committee. Read and accepted. Bartlett.

The Committee on Paving to whom was referred the petition of H. C. Gray, et al, that the petitioners have leave to construct arches under the Side walk in Park Street, as prayed for, subject to the rules and orders heretofore passed by this board. Sarra Crane, for the Committee. Read and accepted. Gray.

The Committee on Paving to whom was referred the petition of E. E. Gavill, for leave to construct arches under the Side walk of Court Street, report, that the petitioner have leave as prayed for in accordance to the rules and orders heretofore adopted by this board in relation to arches and Coal holes under the Sidewalks, the same be done under the direction of the Committee on Paving. Sarra Crane for the Committee. Read and accepted. Gavill. Court Street.

The Committee on Paving report: That David C. Moseley have leave to construct arches under the Sidewalk on the Kingston and Bedford Street, subject to the rule and orders heretofore passed by this Board that they have leave to excavate the Sidewalk for the purpose of said Moseley Washington & Bedford Streets

344. and air to his cellar, provided, the excavation shall not extend more than one foot from the line of his building, and shall be covered with substantial arches. Leave given. See the Committee read and accepted.

Water. Resolved, that this board, in concurring, at the last meeting, with the Common Council in the passage of certain orders directing the Committee on the introduction of "pure soft water" to appoint three Commissioners, to report on the best mode and expense of bringing the water of Long Pond into the City," did not intend to express any opinion, as to the expediency of supplying the City with water from that source, nor to preclude examination of other ponds hereafter - but only to declare their consent and wish that Long Pond, as one of the prominent sources of supply, should, at this time, be thoroughly examined, and the cost of bringing its waters into the City carefully estimated by responsible and competent persons, in order that the City Government may have all the facts before them in relation to it for their future judgement upon the whole subject matter.

Adjourned to meet at Faneuil Hall, to attend a general meeting, tomorrow evening Seven o'Clock - and then adjourned to Monday next, four o'Clock P.M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall on Monday the Fifth day of September A. D. 1814.

Present

The Mayor and board of Aldermen.

The Mayor being absent, Chairman
Alderman Welmes was chosen by the Board Chairman pro tempore. pro tem.

Petition of Clement Willis, and Willis.
others, a Committee of reception and arrangement for the Convention of the 19th instant, for the use of the Common and the surrounding streets, and such other streets and places of the City as may become necessary. Also that suitable police arrangements be made to secure quiet and good order on that day. Referred to the Committee on the Common &c.

Petition of Franklin Haven, Haven.
and others, to have Lindall street widened. Referred to the Committee on Streets. Lindall St.

Petition of John B. Mc. Mahon, Mc. Mahon
Pastor of the Catholic free Church to be paid for land taken to widen Moon Street. Referred to the Committee on Streets. Moon St.

Petition of Stott Lawrence Lawrence
to have a common sewer laid in Federal street where he is about building. Referred to the Committee on Sewers & Drains. Federal St.

Ordered, That the City Marshal Willis
be and he hereby is directed to notify Ephraim Billings to remove Billings.

346. the said walk in front of his store on Blossom Street according to the law in such case made and provided.

Liverpool wharf & Separation Purchase Street.

Ordered, That there be paid to the Liverpool Wharf Corporation, one hundred and eighty four dollars in full for ninety two feet of land taken to widen Purchase Street by an order passed the twenty sixth day of August last, on their giving a sufficient deed. And that the same be charged to the appropriation for laying out and widening Streets.

Brown Lincoln Street.

Ordered, That there be paid to Charles Brown two hundred dollars in pursuance of an agreement made with him under an order of this board passed the second instant, for his damages in widening Lincoln Street, and that the same be charged to the appropriation for laying out and widening Streets. And also that there be paid to the said Brown one hundred and thirteen dollars and fifty cents, being in full an amount paid by said Brown in behalf of the City to the heirs of Tefsenden, to extinguish the right of the said Tefsenden to the use of a passage way in the rear of Lincoln street and that the same be charged to the appropriation before mentioned.

Briggs Lincoln Street.

Ordered, That there be paid to Mrs. Elizabeth Briggs six hundred dollars which together with the sum of two hundred dollars already paid, will be in full for the sum agreed to be paid her pursuant to an order of this board in full for damages by her sustained by reason of the widening of Lincoln Street, and the removal of her building and that the same be charged to the appropriation for laying out & widening Streets.

City Solicitor in Indictment against the City for Nuisance in land agreed to be conveyed to Edward A. Raymond, bounded on Suffolk, Brookline and Seneca Streets. Referred to the Committee on Public Lands on the part of this Board. Indictment.

The Committee on the Fire Department having examined the claims of several parts of the City in relation to Reservoirs recommend that a Reservoir be constructed at South Boston and another Reservoir at East Boston and recommend the passage of the accompanying orders. Reservoirs.

For the Committee, M. Brimmer, Chairman. Ordered, That the Superintendent of Streets be authorized to construct a Reservoir in D. Street, South Boston, at an expense not exceeding five hundred and fifty dollars to be charged to the appropriation for Reservoirs. Ordered, That the Superintendent of Streets be authorized to construct a Reservoir at East Boston in Section No. 1. at an expense not exceeding five hundred and fifty dollars to be charged to the appropriation for Reservoirs. Read, accepted, and the orders passed.

Resolved, That it is expedient to complete A. Street from Broadway to the Sea. It is therefore hereby Ordered that the said Street be graded and completed in a straight line and of the width of fifty feet and running North easterly from Broadway across Third Street and certain Lots called [illegible] and on and over the Boston Wharf so called under the direction of the Committee of the Board on Streets. And the City Marshal be and he is hereby directed to cause and A. Street.

345. Instructions to be removed from the said Street.

Appropriation. The Committee on Finance to whom was referred the communication of the Auditor of accounts in relation to the appropriation for Primary School Houses report; That two thousand dollars is required to meet the contracts for finishing the Primary School Houses in Chester and Bloomfield Streets, and that that amount may be transferred from the Reserved Fund without detriment to the public service. Your Committee report the following order. For the Committee, M. Brimmer, Chairman. Ordered That the sum of two thousand, A. be withdrawn from the Reserved Fund and added to the appropriation for building Primary School Houses. Read, accepted, and the order passed. Sent down for concurrence. Came up concurred with an amendment, H. A. insert "dollars" Read and concurred.

United State Hotel. Petition of the United State Hotel Company, for leave to erect a wall, at their own expense on land belonging to said Company and the City, appurtenant to the School House on Essex Street. Referred to the Committee on Public Buildings, with full power. Sent down for concurrence. Came up concurred.

Auctioneer. Wm H. Wood licensed as an Auctioneer, on giving bond as the law direct.

Moses F Gardner The Committee on Licenses, to whom was referred the petition of Moses F Gardner for a license to exhibit as Equestrian, on a lot of land on Atkinson Street, reported, That a license be granted on condition that they pay

thereof to the City Clerk, fifty dollars. Read and accepted. 319.

The Committee on Paving, Robbins
to whom was referred the petition of George Robbins, praying to Cambridge Shed.
be indemnified for the damage sustained by breaking his wag-
-gon in Cambridge Shed, in July last, have attended to the duty
assigned them, and after hearing the petitioner on the subject
and duly considering the whole matter, are of opinion,
that the petitioner has no claim on the City for damage in
this case, and recommend that the petitioner have leave to with-
-draw his petition. Harra Crane, for the Committee. Read
and accepted.

The Committee on Paving Smith.
to whom was referred the petition of Ralph Smith, and others, Wilson Lane.
praying to have Wilsons Lane repaired, report the annexed
order. Harra Crane, for the Committee. Ordered. That the Super-
-intendent of Streets be and he hereby is directed to cause Wil-
-sons Lane to be repaired and the expense thereof be charged to
the appropriation for Paving and Repairs of Streets; and
the City Marshal hereby is directed to notify the owners of stake
standing in Wilson Lane to make and repair the sidewalks in
front of their respective stakes according to law. Read and accepted
and the order passed.

The Committee on Paving, Ferry
to whom was referred the petition of Josiah M. Jones and others, Ferry Street.
to have Ferry Street paved, report the annexed order. Harra Crane
for the Committee. Ordered, That the Committee on Paving be,
and they hereby are directed to cause Ferry Street to be paved
and the expense thereof be charged to the appropriation for

350. Paving and Repairs of Streets; And the City Marshal hereby is ordered to notify the owners of the stable standing on Ferry Street to make and repair the sidewalks in front of their respective stables according to law. Read, accepted and the order passed.

Calder. The Committee on Paving, to
Garden Street. whom was referred the petition of Wm W. Calder, & others, to have Garden Street, repaired, report the annexed order. Sierra Crane for the Committee. Ordered, That the Superintendent of Streets be, and he hereby is directed to cause the gutters in Garden Street to be repaired, and the Street otherwise repaired, and the expense thereof charged to the appropriation for paving and repairs of Streets; That the City Marshal hereby is directed to notify the owners of stables standing on Garden Street to make and repair the side walk in front of their respective stables according to law. Read, accepted, and the order passed.

Second Church. The Committee on Paving, on the petition of the Second Church, for leave to construct arches under the side walk, in front of their building on Hanover Street, recommend that they have leave as prayed for, subject to the regulations and orders adopted by the Board in relation to arches under the side walk. Sierra Crane, for the Committee. Read and accepted.

Certain Land. The Committee on the petition of the members of the New Church on Certain Street to have the bed of the Hill in said Street lowered, recommend the passage of the annexed order. Sierra Crane, for the Committee. Ordered, That the Committee on Paving be, and they hereby

ance directed to cut down, and lower the Summit of Bowdoin Street eighteen inches, and grade the Street South of the Summit so that the descent shall not exceed ten inches to a hundred feet, and to grade the Street at the North of the Summit so that the descent shall not exceed twenty inches to a hundred feet, reset the curb stone and repave the gutters, and there be paid out of the City Treasury to the petitioners the sum of three hundred dollars, the expense thereof to be charged to the appropriation for paving and repairing Streets. Provided however, that this order shall not go into effect unless the petitioners give to the City a good and sufficient bond to hold it harmless from all damages that may arise from such altering or grading, and that the petitioners remove the Stone steps in front of J. H. Wilkins and Joseph Nobles houses, to be removed, and all the side walks to be relaid, and put in good order without charge to the City. This order shall be void and of no effect unless the foregoing provision is complied with within ten days from the above date. Read accepted and the order passed.

The Committee on Licenses to whom were referred the several application of James Burnett, Stephen Wiley, and others, and Warren S. Thomas & others, for leave to stand with Carts in Beattie Street, reported, that the petitioners have leave to withdraw their petition. Read and accepted. Carts.

The Superintendent of the Lunatic Hospital requested that Patrick Mc Thomas Gerrish Gentleman, and William Fleming formerly of said city have recovered their reason and request to be discharged. Read Lunatic Gerrish

552. and thereupon ordered, that they be discharged accordingly.

Adjourned to Monday next, four o'Clock. P. M.

At a Special Meeting of the board of Aldermen of the City of Boston held at City Hall on Thursday the Twelfth day of September A. D. 1814.

Present

Aldermen Wetmore, (Chairman pro tem.) Crane, Wilkinson, Preston & Robinson.

Harvey. Petition of Henry Harvey, for a license to exhibit natural curiosities on land in the back bay so called, on muster day. Referred to the Committee on Licenses.

Morse. On the representation of Artemas Simonds Ordered, that the taxes now due from David Morse,

from the year 1829 to 1842 inclusive, be and the same are hereby abated, the said Morse being poor and unable to pay the same. 353.

Ordered, that there be paid to Chas. H. Esther, two hundred and fifty dollars in full for damages by him sustained in and in building in Smith Street by reason of the removal of the said building, for the purpose of widening the said Street, on his giving a sufficient receipt and that the same be charged to the appropriation for laying out and widening Streets. Esther

Petition of Solomon G. Goodwin, and others, for the use of the public room in the Court house, Everett Street, on Friday evening next, for the purpose of taking into consideration the expediency of establishing a reading room for the Mechanical & other classes of society. Referred to the Committee on Public Buildings on the part of this board with full power.

Adjourned to Monday next, four o'clock P.M.

At a meeting of the Board of Aldermen of the City of Boston, held at City Hall, on Monday the Eleventh day of September, A.D. 1844.

Present

The Mayor and the whole board of Aldermen, except Alderman Rogers.

On the Hospital.

The Superintendent of the Lunatic Hospital, made his annual report of the State of that institution. Laid on the table and ordered to be printed.

Templeton et al West Cedar Street.

The Committee on Streets, to whom was referred the petition of John Templeton, and others, to have obstructions removed from the side walks in West Cedar Street &c have to report that said Cedar Street does not appear to have been laid out before the year 1834 when it was recognized and adopted by a general Order of this Board. It does also appear that the obstructions on the side walk complained of, existed for some years previous and are appurtenant to the several estates of the Heirs of the late John Eastman, deceased, of Jesse Shaw and of Joseph Woodman or other persons unknown. The Committee are fully of opinion that the convenience of the public requires that the said obstructions should be removed and the easterly side of the Street be made straight from Cambridge Street to Mount Vernon Street, and as preliminary thereto they submit an Order of Notice to the parties interested. Ordered, That due notice be given to the heirs of the late John Eastman deceased, and to Jesse Shaw and Joseph Woodman and to all persons interested that this board intend to widen West Cedar Street between Cam-

=bridge and May Streets, and for that purpose to remove cer- 355.
=tain obstructions on the Easterly side of the said Street, sup-
=posed to be appurtenant to the several estates of the said heirs
and of the said Shaw and Woodson. And that Monday
next is assigned for hearing any objection that may be made
thereto.

Ordered, That there be paid Heard
to Lucia Heard and Augustine Heard Executors of the late Wm Union Street.
Heard, deceased, thirty eight hundred and fifty six dollars and
eighty three cents, in full consideration of an estate in Union
Street in said Boston, as described in their deed to Wm Rawner,
dated Octr. 1. 1843. The same having been purchased for the use
of the City, by the Committee of the Board of Aldermen on laying
out and widening Streets, pursuant to an order of the City Coun
=cil dated April 18. 1844. And that the said amount be charg-
=ed to the appropriation for laying out and widening Streets.

Ordered, That there be paid Second Church
to the Second Church and Society, eighteen hundred and fifty Union St.
six dollars, and thirty eight cents, in full for a piece of land
containing two hundred and sixty six feet taken to widen Hano-
=ver Street, by an order of this Board passed the first day of
April last. On their giving a sufficient deed and release
of all damages. And that the same be charged to the appro=
=priation for laying out and widening Streets.

Resolved, That the safety and Fore
convenience of the Inhabitants of this City require that Fore Street Fore St.
should be widened and for that purpose it is necessary to take, and

1826. ...pal as a public Street or way of the said City a parcel
of land belonging to Thomas G. Atkins of said Boston bounded
as follows, viz: Beginning at the intersection of the Southerly
side of the estate of the said Atkins and the Easterly side
of Anne Street thence running Northerly in a direction to
the Northerly corner of house of Mrs Lee to the Northerly side
of the said Atkins' estate thence Westerly by the said Northerly
side two feet and four inches to the present line of Anne Street
thence by the said present line Southerly on a bending line forty
two feet to the place of beginning - containing thirty one and one
half feet. And Whereas due notice has been given of the inten-
tion of this Board to take the said parcel of land for the pur-
pose aforesaid, as appears in the return hereunto annexed.
It is therefore Ordered, That the parcel of land before describ-
ed be, and the same hereby is, taken and laid out as a public
Street or way of the said City - according to a plan of the said
Street made by S. P. Fuller dated Dec.r 1826. and deposited in the
Office of the said Mayor and Aldermen.

Atkins
Anne Street.

Ordered, That there be paid
to Thomas G. Atkins, ninety four dollars and fifty cents, in full
for thirty one and one half feet of land taken to widen Anne Street,
by an order passed this day, and that the same be charged to the
appropriation for laying out and widening Streets; provided he
give a sufficient deed of the same.

Federal
Street.

Received, That the safety
and convenience of the Inhabitants of this City require that
Federal Street should be widened: and for that purpose it is
necessary to take, and lay out as a public Street or way of the
said City, a parcel of land belonging to Abbott Lawrence of the

said Boston bounded as follows viz: Beginning on the Northerly line of land belonging to the said Lawrence at a point forty feet distant Westerly from the Easterly line of Federal Street, thence running Southerly by a line parallel with the said East ly line and forty feet distant therefrom, seventy three feet more or less to the Southerly line of said Lawrence's land; thence Easterly five feet and six inches to the present line of the said Street; thence Northerly by said present line seventy three feet and four inches thence Westerly six feet and nine inches to the place of beginning, containing four hundred and seventy and five eighths feet of land. And whereas due notice has been given of the intention of this Board to take the said parcel of land for the purpose aforesaid, as appears by the return hereunto annexed. It is therefore Ordered, That the parcel of land herein described be, and the same hereby is, taken and laid out as a public Street or way of the said City, according to a plan of the said Street made by S. P. Fuller dated Sept. 3. 1844. and deposited in the Office of the said Mayor and Aldermen.

Ordered, That there be paid Lawrence
A. Abbott Lawrence, fourteen hundred and eleven dollars and Lawrence, Abbott.
eighty seven and a half cents, in full for four hundred and seventy feet and five eighths of a foot of land taken to widen Federal Street, by an order passed this day, on his giving a sufficient deed, and that the same be charged to the appropriation for laying out and widening Streets.

The Committee to whom was referred the petition of Abbott Lawrence, that a common Sewer be laid in Lawrence
Federal Street.

353. Federal Street, robert an order of notice returnable on Monday next. Thomas Palmer for Committee. Ordered That due notice be given that the Board will on Monday next at 4 o'clock P. M. take in consideration the expediency of laying a Common Sewer in Federal Street and of assessing the expense thereof on all persons who may enter their particular Drains into such Common Sewer, or who by any more remote means shall receive any benefit thereby: That persons making objections thereto, will then and there be heard. Read, accepted, and the order passed.

Bowdoin Street.

Petition of the inspectors of the New Church on Bowdoin Street praying that the Board would reconsider their vote passed the last meeting, relative to the reducing the level of said Street, read and thereupon ordered, that the Committee on Paving be and they hereby are directed to cut down and lower the Summit of Bowdoin Street, eighteen inches, and grade the said South of the Summit so that the descent shall not exceed ten inches to a hundred feet, and to grade the street at the North of the Summit so that the descent shall not exceed twenty inches to a hundred feet, to suit this said Line and restore the gutters, and that there be paid out of the City Treasury to the petitioners the sum of one hundred and fifty dollars; the expense thereof to be charged to the appropriation for paving and repairs of Streets- provided however, that this order shall not go into effect until the petitioners give to the City a good and sufficient bond to hold it harmless from all damages that may arise from such lowering or grading, and all the side walks to be relaid and put in good order, without charge to the City. This order to be

void unless the foregoing provision is complied with, within 334.
ten days from this date.

Petition of William H. Mil- Milton
-lon for leave to construct arches under the side walk Mount Vernon
in front of his house on Mount Vernon Street. Referred to Street.
the Committee on Paving.

Petition of C. H. Davidson Davidson
to be paid for damage to his carriage, in running against
a post in Union Street. Referred to the Committee on Paving.

Petition of S. R. Bowers for Bowers-
leave to construct arches under the side walk in Croft Street. Croft Street.
Referred to the Committee on Paving.

Petition of Henry Curtis & Curtis-
others to have the piers of the North Cove Bridge lengthened and North Cove
that the planking be replaced. Referred to the Committee on Bridge.
Bridges.

Petition of John Welch, & others, Welch-
to have Morton Street accepted. Referred to the Committee on Morton Street.
Streets.

Petition of Moses Everett, and Everett.
others, to have a new pump placed in Washington Street, near
No 600. Referred to the Committee on the Fire Department.

Petition of the Washington Washington
Light Guard for the use of a room in the Hose House corner Hose House.
Referred to the Committee on Public Buildings. Sent down for
concurrence. Came up concurred.

366.

Petition of William M. Halstead,

Halstead.

and others, members of a Christian Society to have a tax re-funded which was assessed and paid, on their house of worship, and that the tax of the present year be abated. Referred to the Committee on Finance. Sent down for concurrence. Came up concurred.

Mortgage discharged.

The City Treasurer & Auditor having certified that the following mortgages given to the City were paid viz: by Michael Murphy for $562.50 recorded with Suffolk deeds Lib. 1106 fol. 290. by Stephen M. Kinney for $450 recorded as aforesaid Lib. 392 fol. 39. by William Early for $534.75 recorded as aforesaid Lib. 391 fol. 116. Thereupon ordered, that the Mayor be and he is hereby authorized and requested to discharge said mortgages on the record.

Auctioneers.

Rufus C. Kemp, Thomas P. Ott & Eli Rich licensed as Auctioneers, and their bonds approved. James F. Tucker licensed as an Auctioneer on giving bond as the Law directs.

Harvey.

The Committee on Licenses to whom was referred the petition of Henry Harvey, for a license to exhibit natural curiosities on Land in the back bay reported, that a license be granted, on condition that he pay therefor, to the City Clerk, the Sum of five dollars. Read and accepted.

Barrett. Tombs.

The Committee on Burial Grounds, to whom was referred the petition of Sumner F. Barrett & others, for leave to build tombs in the burial place at East Boston, recommend that leave be granted to the applicants to construct

Tombs as prayed for, provided they be located and built under 361.
the direction and to the approbation of the Superintendent of Bu-
rial Grounds and the committee of this board. James Seongley,
for the Committee. Read and accepted.

Adjourned to Monday next, four o'Clock P.M.

At a meeting of the board of Alder=
=men of the City of Boston, held at City Hall on Monday the
Twenty third day of September, A.D. 1844.

Present.

The Mayor, and the whole board of Aldermen.

Petition of Andrew Weir, for an Weir.
abatement of tax. Referred to the Mayor.

John W. Osgood Esqr. Auctioneer.
had an Auctioneer and his bond approved.

362.

Shaw. Petition of Robert G. Shaw
June Stred. to have June Street widened near Richmond Street. Referred to the Committee on Streets.

Gardner. Petition of George Gardner, to have three trees removed from the side walk in Charles Street, in front of his estate near the Western Avenue. Referred to the Committee on Paving.

Hyer. Petition of Cyrus Hyer, & others,
Broadway. to have Broadway cut down agreeably to the Level given to the proprietors of the Phillips Church, which was two feet below the present grade. Referred to the Committee on Paving.

Faneuil Petition of John Faneuil, and others, from the Country, who are in the habit of supplying the Market, and praying that they may be accommodated with places for their wagons in Faneuil Hall Market. Referred to the Committee on the Market.

Sears Petition of Ebenezer Sears,
Harrison Avenue. that the board would decide what sum he shall pay for permission to enter drains from his estate from Harrison Avenue. Referred to the Committee on Sewers and Drains, with full power.

Rand Ordered, That there be paid to
June Stred. Mary Rand, two hundred and eighteen dollars, in full for seventy two and one third feet of land taken to widen June Stred, by an order passed July 1. 1844. on her giving a sufficient deed and release of all damages, and that the Sum be charged to the appropriation for laying out and widening Streets.

Ordered, That there be paid to the heirs of Hiram Babcock four hundred and eight dollars, in full for one hundred and thirty six feet of land taken to widen Cross Street, by an order passed Dec.r 11. 1843. And that the same be charged to the appropriation for widening and extending Streets in former years; provided they give a sufficient deed and release of all damages. Babcock Cross Street.

Ordered, That there be paid to Isaac M. Perry two hundred dollars, in full for all damages by him sustained as tenant of part of a building at the corner of Boylston and Washington Street, by reason of the taking of part of his premises for the purpose of widening the said Washington Street pursuant to an order passed April 22.d 1844. on his giving a sufficient release thereof; and that the same be charged to the appropriation for laying out and widening Streets. Perry. Boylston & Washington Sts.

Ordered, That there be paid to Mr.s Sarah Bumstead, sixteen hundred dollars in full for about two hundred and forty nine 4/12 feet of land taken to widen Washington Street by an order passed April 22. 1844, and also in full for all damages by her sustained by reason of the removal of part of a building belonging to her, on the said piece of land, and for all other damages of every description, on her giving a sufficient deed and release of the same. And that the same be charged to the appropriation for laying out and widening Streets. Bumstead Washington Sts.

West Cedar Street.

Resolved That the Safety and convenience of the Inhabitants require that West Cedar Street should be widened and the Southerly side thereof be run in a straight line from the South Westerly corner of the building at the intersection of West Cedar and Cambridge Streets, to the South westerly corner of the building at the intersection of the Cedars Lane to West Cedar Street and the Northerly side to Main Street and that for the purpose of the said widening, it is expedient forthwith to remove the Sashes or other appurtenances connected with the building extending to said line from the land of the late John Parkman deceased, and Josiah Woodson, so far as the same project Westerly of the said line and to take and lay out the several parcels of land now covered by the said Sashes and other appurtenances, as part of the said Street.

Washington Light Infantry

The Committee on Public Buildings to whom was referred the petition of the Washington Light Infantry, Oper. That there be an Armory in Faneuil Hall for the accommodation of the Washington Light Infantry, and that because the rent of the room now occupied by them at the corner of Court Street and Cornhill should be renewed. They report the following order, for the Committee. M. Brimmer, Chairman. Ordered, That there be paid to the Commander of the Washington Light Infantry the sum of one hundred and sixty five dollars being one years rent of the Armory of said company, said amount to be charged to the appropriation for Incidental Expenses. Read accepted and the order passed. Sent down for concurrence. Came up concurred.

On the petition of Nobell Law- 365.
-rence to have a common Sewer laid in Federal Street, and now
it appearing to the board that notice has been given to all persons Lawrence
interested agreeable to the order passed at the last meeting of Federal Street.
this board; and no person appearing to object, it is thereupon or-
-dered that the Committee on Sewers and Drains be and they
are hereby authorized to cause said Sewer to be laid, and that
the expense thereof be assessed according to law.

The Committee on the Fire De- Engine No. 17.
-partment to whom was referred the charge made by sundry
members of Engine Company No 17th against their Foreman, John
H. Butler of "a decided want of energy" ask leave to Report
that they have given the parties two several hearings in which
it appears that Engine Company No. 17 is in a disorganized state
and violently opposed to their Foreman. That a majority of the
Company had requested him to resign, and on his declining to do
so, the above charge was made against him, several other
trifling charges were preferred against their Foreman. Your com-
-mittee have given these charges their careful examination, par-
-ticularly the charge of "want of energy, your committee have
not been able to discover that such charge is well founded, but
that this and other charges have been preferred from a desire
on the part of a portion of the Company to get rid of their Foreman
and not for any they are able to discover, nor no other reason. Your
Committee consider the conduct of a portion of the company dis-
-graceful & reprehensible and ought not in their opinion to be encouraged
and in order that this Board may have an opportunity of
expressing a decided opinion upon the subject they report the

Feb. following resolve. For the Committee, M. O'Brimmer, Chairman.
Resolved, That the charge of "want of energy" preferred by certain members of Engine Company No. 13 against Asst. Foreman Jno E. Butler, is not proved, and the other charges preferred are frivolous and unfounded and he is honorably acquitted. Read and accepted.

Lunatic Hospital. The Superintendent of the Lunatic Hospital represented that William Hogan, an inmate, has been restored to reason. Read and thereupon ordered, that said Hogan be discharged.

Miriam Bond Thrift. It having been represented to this board that John Cook Merum, of Boston mariner, does by excessive drinking and idleness & waste and misspending his estate as thereby to expose himself to want and suffering circumstances, and the City to a charge for his support -- And after the examination of witnesses under oath, the board are of opinion that the allegations aforesaid are true - Thereupon ordered, that a complaint be made to the Judge of Probate praying that a Guardian may be appointed for the said John according to law which was accordingly done.

Baldwin. The Committee on Paving, to whom was referred the petition of Luke Baldwin praying leave to remove a wooden building from Washington Street to the Roxbury line on Tremont Street, reported, that the petitioner have leave to withdraw his petition. Read and accepted.

Friend Street. The Committee on Paving, to whom was referred the petition of Elizabeth Baker, for leave to take water from a well in Friend Street, by suction, reported,

that the petitioner have leave to withdraw his petition. Read and accepted. 367.

The committee on the petition of Benjamin Willis and others, that the name of Gibbs Lane changed to Belmont Road, report that the prayer of the petitioners ought to be granted, and recommend the passage of the annexed order. Sarra Crane, for the Committee. Ordered, That the public way leading from Washington Place to Broad Street, known by the name of Gibbs Lane, shall hereafter be called and known by the name of Belmont Street. Read, accepted and the order passed. Willis Belmont Street.

The Committee on the Fire Department, to whom was referred the petition of Hezekiah Everett, and others, reported an order, that the pump near No. 100 in Washington Street, be repaired, and that the expense be charged to the appropriation for Sewers and drains. Read, accepted and the order passed. Everett. Washington Street.

The Committee on Paving, to whom was referred the petition of William G. Milton, for leave to construct arches under the side walk in Mount Vernon Street, report that the prayer of the petitioner ought to be granted, subject to the rules and orders heretofore adopted by the board, in relation to coal holes under the sidewalks. Sarra Crane, for the Committee. Read and accepted. Milton. Mount Vernon Street.

The Committee on Paving, to whom was referred the petition of [illegible] for leave to construct arches under the side walk in [illegible] Street, report that the prayer of the petitioner ought to be granted, subject to the rules and orders adopted by this board in relation to Bowers [illegible] Street

Bill. and bills under the side walks. Laura E Crane, for the committee. Read and accepted.

Rice - Rice Pet. The Committee on Lamps, to whom was referred the petition of Henry C. Rice and others, to have six lamps placed in Beacon Street report the following order. Laura Crane, for the Committee. Ordered, That the Committee on Lamps be and they are hereby directed to cause a sufficient number of lamps to be erected and lighted with gas in Beacon Street, between Park and Charles Streets, and to remove the oil lamps from said Street; the expense thereof to be charged to the appropriation for fixtures to extend the use of gas in lighting the City. Read, accepted, and the order passed.

United States Hotel. The Committee on Public Buildings, to whom was referred the petition of the U. States Hotel Company, respectfully that said Company having determined to build on their own land no further action is necessary on the part of the City Council they therefore ask to be discharged from the further consideration of the subject. For the committee M. Primmer, Chairman. Read & accepted. Send down for concurrence. Came up concurred.

Ross The Committee on Licenses, to whom was referred the petition of Lyman C. Ross, for a license to exhibit a fire Eagle marine fire power, would find a license has been granted as prayed for, and that the applicant has paid therein to the City Clerk, five dollars. Read and accepted.

Blanchard. The Committee on Paving, to

whom was referred the petition of N. H. Blanchard and 24 others to have Smith Virgin Street renamed, reported that it is inexpedient to have said Street, and that they have refused the same. Read and accepted.

Adjourned to Monday next, four o'Clock P.M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall, on Monday the thirtieth day of September, A.D. 1844.

Present,

The Mayor and the whole board of Aldermen, except Aldermen Crane and Preston.

370.

Seward
East end.

Notice of intention to build of Ethan Seward, on School Street referred to the Committee on Wards with power to order as notice, viz. Whereas Ethan Seward has given notice to this Board of his intention to erect buildings on School Street, in the said City; and, in the opinion of the Board, the safety and convenience of the inhabitants require that the said Street should be widened at the place described in the said notice, it is therefore hereby Ordered, That due notice be given to the said Seward that this Board intend to widen the Street before mentioned, by taking a part of the land now about to be built upon as aforesaid, and laying out the same as a public Street - and that Monday, the seventh day of October next at 4 O'clock, P.M. is assigned as the time for hearing any objections which may be made thereto. Read, accepted, and the order passed.

Collamore -
Anne Street.

Petition of George W. Collamore, to be paid for land taken to widen Anne Street. Referred to the Committee on Streets.

Fisher -
Prescott
Washington Street.

Petitions of Sidney Fisher, and E. Prescott, to be paid the damages which they sustained in consequence of removing from steps taken to widen Washington Street. Referred to the Committee on Streets.

Thomas -
Endicott St.

The Committee on Paving, reported that leave be granted John Thomas to construct coal holes under side walk corner of Endicott Street & Endicott Court, subject to the rules & regulations heretofore adopted by this board concerning coal holes under the side walks. Read and accepted.

Petition of William Stearns, for leave to construct arches under the side walk in Merrimack Street. Referred to the Committee on Paving with full power. Stearns & Bedford Road.

Petition of Ephraim Whitney, to be paid for the damage he suffered in his person and property in consequence of the upsetting of his chaise in consequence of a large stone placed in Bloom Street. Referred to the Committee on Paving. Whitney.

Petition of Charles A. Smith, and others to have Sewer Road macadamized. Referred to the Committee on Paving. Smith & others.

Remonstrance of A. L. Adams, and others, against hogs being kept near Fruit Street. Referred to the Committee on Internal Health. Adams.

Petition of Washington Light Infantry to have an allowance made them, for the tax on their armory. Referred to the Mayor. Washington Light Infantry.

Remonstrance of C. Hardon, and others, against wagons standing at the corner of Haverhill and Charlestown Streets. Referred to the Committee on Licenses Hardon.

Petition of Rockwell & Stone for a license to exhibit Equestrian and gymnastic performances Referred to the Committee on Licenses Rockwell & Stone.

Petition of Leander Rodney for a license to give theatrical exhibitions, operas and concerts at the Melodeon. Referred to the Committee on Licenses with full power. Rodney.

Petition of the Pelton Artillery Company to have their Gun House widened. Referred to the Committee on Public Buildings, to consider and report. Sent down for concurrence. Came up concurred.

Lindall Street.

The Committee on Streets, to whom was referred the petition of Franklin Haven and others praying that Lindall Street may be widened, report that the interest and convenience of the Inhabitants do not require that Lindall Street should be widened as prayed for at the expense of the City and that the petitioners have leave to withdraw. Thomas Welmore, for Committee. Read and accepted.

Shaw-Anne Street.

The Committee on Streets, to whom was referred the petition of Robert G. Shaw, to have Anne Street widened, report that the amount appropriated for widening Street will not be sufficient to defray the expense of widening Anne Street as requested in said petition, the present year. And that the Petitioner have leave to withdraw. Thomas Welmore, for Committee. Read and accepted.

Bedford Street

Ordered, That the Committee on laying out and widening Streets cause to be removed any obstructions which may have been recently made in Bedford Street by the erection of fences or buildings on the northerly side thereof, near its junction with Kingston Street.

Quincy-Bourbon Street.

Communication was received from Josiah Quincy respecting the Court of Bourbon Street. Read and placed on file.

An ordinance in addition 373.
to an ordinance relating to obstructions in the Streets. Passed. Streets.
Sent down for concurrence. Came up concurred.

The Committee on Paving, Ridlon.
to whom was referred the petition of Richard Ridlon, & others, Ridlon et al.
to have Portland Street paved between Trull's distillhouse and
Causeway Street, report the following order. For the Committee, Isaac
Crane. Ordered; That the Superintendent of Streets be, and he here-
by is, directed to cause Portland Street to be paved from Mr
Trull's distillhouse to Causeway Street, and the expense thereof
charged to the appropriation for paving and repairs of Streets
and the City Marshal hereby is directed to notify the owners
of stalls abutting on the aforesaid Street to make the side
walk in front of their respective stalls according to the law
in such cases made and provided. Read, accepted, and the or-
-der passed.

The Mayor to whom was Kimball.
referred the complaint of Cyrus Sellon against Isaac B. Kim
-ball, Constable, asks leave to Report: That the complaint ari-
-ses out of a civil suit, in which the goods of the complainant
were distrained contrary to law, thereby rendering himself liable
to suit and imprisonment, but it does not appear that there
was any moral delinquency on the part of said Kimball.
At the time of this transaction Kimball had been recently appoin-
-ted Constable and was not well informed in relation to his
duties. The difficulties have been arranged between the parties
and no action is required on the part of the Board. M. Kim
-mer, Mayor. Read and accepted.

Sept.

Communication was received

Bailey. from Asa Bailey, a road measurer at Neck Boston Bridge, declining to perform the duties of said office. Read & placed on file.

Constables. Josiah Haskell & Joseph W. Andrews nominated and appointed Constables.

Adjourned to Monday next, four o'Clock P.M.

At a meeting of the Board of Aldermen of the City of Boston, held at City Hall, on Monday the Seventh day of October A.D. 1844.

Present

The Mayor and the whole Board of Aldermen.

Petition of E. Conell for a license to exhibit Morse's Telegraph. Referred to the Committee on Licenses with full power. — Conell. Morse's Telegraph.

Petition of William H. Carter for leave to keep open his cellar doors in Court square. Referred to the Committee on Licenses. — Carter.

Petitions of N. I. Bowditch, Daniel E. Pratt, Noah Blanchard, Ebenezer Parker, Aaron Bancroft & Tisdale Drake, for abatement of taxes. Referred to Aldermen Wetmore, Rogers and Lowe. — Taxes. abatements.

Petition of George L. Brown and Josiah Brown, claiming land near the "Old Town Dock" now a part of Clinton street, and certain lots on and near said street. Referred to the Committee on Streets. — Brown.

Petition of Edward Loring to be paid the damage he has sustained in consequence of cutting off Store No. 211 Washington street for the purpose of widening said street. Referred to the Committee on Streets. — Loring.

Petition of John Hancock for compensation for land taken & cut off Hancock Place. Referred to the Committee on Streets. — Hancock. Pelham Pl.

Petition of Thomas Lee to have the line of Lincoln Place determined. Referred to the Committee on Streets. — Lee. Lincoln Pl.

Petition of Uriel Crocker, and others, to have Province Court discontinued, from Tremont Street to Albany Street. Referred to the Committee on Streets. — Crocker. Province Court.

376.

Vine Street. Petition of Levi Boles, and others to have the inlet & the sewer in Vine Street raised in order to keep out the top water. Referred to the Committee on Paving.

Hall Sixth Street. Petition of Andrew J. Hall, for leave to construct an arch under the side walk in Sixth Street No. 5. Referred to the Committee on Paving with full power.

Standish Commercial Street. Petition of Francis Standish, and others to have the pavement in Commercial Street near Keel Street, repaired. Referred to the Committee on Paving.

Lawrence Fifth Street. Petition of Abbott Lawrence, & others to have Fifth Street paved. Referred to the Committee on Paving.

Shaw. Petition of Joel Shaw, and others, to have a drain laid from East street common sewer to some out-let. Referred to the Committee on Sewers and Drains.

Brown. Petition of T. C. T. Brown, to be exempted from the payment of taxes, and interest on land bought of the City now under injunction of the Supreme Judicial Court. Referred to the Committee on Public Lands. Sent down for concurrence. Came up concurred.

Williams Street. Petition of Edw. D. & B. Williams, and others praying to have the ordinance relating to obstructions in the streets, repealed. Referred to Aldermen Lowe, Crane and Longley, with such as the Common Council may join, to consider and report. Sent down for concurrence. Came

it concurred, and the Common Council joined on it first [illegible]
Messrs Crockett, Whiting, Gibson, Fisher and Dyer.

The Joint Special Committee Sargent
[illegible] have considered the petition of [illegible] and others [illegible] Saw Mill
in relation to the erection of a Steam Planing Mill in
Groton Street; ask leave to report; That they have given the
matter of the petitioners and the subject of Steam Planing
and Sawing Mills their careful consideration. Some arrange-
ment was attempted to be entered into in relation to the Mill
in Groton Street. Mr H. Rogers the owner offered to exchange
his land for land belonging to the City on condition the City
would pay him one thousand dollars for his trouble, and
the expense which had already been incurred. This was
considered by the committee as establishing an unsafe pre-
=cedent and was not acceeded to, attempts were then made
by the parties interested to raise the amount among the per-
=sons residing in the immediate vicinity, this however failed
and all attempts at negociation were abandoned. Mr Rogers
has since completed his building. He had erected a fire
proof engine room disconnected with the main building, and
it is as safe as a wooden building of this description could
be made, and it is but justice to Mr Rogers to say that he
has at all times shown a disposition to do every thing that
could reasonably be expected of him. Your Committee do not
consider it their duty to leave this subject here, but they deem
this a favourable opportunity to endeavour to impress upon the
City Council the great danger of allowing buildings of the
description above recited within the limits of the City without

some regulations duly established by law, for the protection of the [illegible] inhabitants. The number of Mills destroyed or injured within the last five years by fires has increased. Mills, in which are in the midst of a city of combustible wood, not less than thirteen Mills have been destroyed or partially destroyed by fire within the last sixteen months in the City and immediate vicinity, involving in their destruction an amount of property to the value of more than one hundred thousand dollars. Your Committee would earnestly recommend to the City Council to cause application to be made to the Legislature for the enactment of some general or special law by which the erection of Steam planing Mills shall be regulated. It would be but reasonable that a building used for the planing and sawing of lumber, by steam power, should be required by law to be built of brick or stone, and placed at a safe distance from any other building, and such other security should be afforded as the safety and comfort of the community demands. The importance and necessity of such a law seems to be too obvious to require much argument, and your committee would therefore recommend to the City Council the passage of the following order. For the Committee H. Brimmer, Chairman. Ordered, That the Mayor be and he is hereby authorized to apply to the Legislature at its next session, for the enactment of a law regulating the erection of Steam Mills to be used for the planing and sawing of lumber within the limits of the City of Boston & for the enactment of such general law in relation to the subject as in its wisdom may be deemed expedient. Read, accepted, and the order passed. Sent down for concurrence. Came up concurred.

The Committee on Streets, Barnard
to whom was recommitted the petition of Wm M. Barnard, et als
and others and Geo. G. Ray, and others praying that Pemberton
Square may be widened, have again attended thereto and ask leave Square.
again to Report in conformity with their former report and
for the reasons therein stated that the Petitioners have leave
to withdraw. Thomas Welmore, for Committee. Read & accepted.

The Port Physician's quar- Port
terly report read and sent down. Physician.

A message was received from Representatives
the Common Council proposing a Convention of the two Number of
branches of the City Council, in the Chamber of the Common
Council, on Thursday evening the 17th instant, at half past
seven o'Clock for the purpose of ascertaining the number of
Representatives it is expedient for the City to send to the
next General Court. Read and thereupon Ordered, that a
message be sent to inform the Common Council, that this
board concurs in their proposition to form a Convention at
the time and for the purpose above expressed.

The Committee on Licenses Licenses
to whom were referred the petition of Spencer Forbes, for a Melodeon
license to give theatrical exhibitions, plays and concerts exhibition
at the Melodeon, report, that license has been granted to the
applicant, who has paid into the City Clerk
the sum of Seventy five dollars. S. T. Poore, for Committee.
Read and accepted.

Lockwell & Stone Equestrian.

The Committee on Licenses, to whom was referred the petition of Lockwell and Stone for a license to exhibit Equestrian and gymnastic performances report that license be granted to the applicants, on condition they pay therein to the City Clerk, the sum of Fifty dollars for said License. Read and accepted.

Stone blocks.

Ordered, That the Committee on Paving be and they hereby are authorized and directed to advertize for proposals for furnishing the City with three Thousand tons of square granite blocks suitable for paving, to be delivered to the Superintendent of Streets at some place within the City, as may be agreed upon; between the first day of April, and the first day of July 1845. And the said Committee is hereby authorized to contract in behalf of the City for the said blocks if they deem it to be for the interest of the City so to do.

United States Hotel.

The committee to whom was referred the petition of the proprietors of the United States hotel for two additional lamps in Kingston Street, reported, that there is placed one gas lamp in said Street in said Hotel, the agent having given his assent thereto. Read & accepted.

School Street.

Resolved, That the safety and convenience of the Inhabitants of this City require that School Street should be widened and for that purpose it is necessary to take, and lay out as a public Street or way of the said City, a piece of land belonging to Lucius M. Boyd of Auburn bounded as follows, viz: Beginning at the North west corner of

and belonging to the Massachusetts Horticultural Society, thence 301
running Westerly to the North west corner of land of the said
Sargent and formerly of Wm Nicholas Boylston, about forty
four feet and five inches; thence easterly by the present line of
Tenc Street about fifty four feet and five inches to the
North easterly corner of the said land of said Sargent, thence
Southerly about one foot and two inches to the first beginning.
And Whereas due notice has been given of the intention of this
Board to take the said parcel of land for the purpose aforesaid,
as appears by the return hereunto annexed. It is therefore Or=
=dered, That the parcel of land before described be, and the
same hereby is taken and laid out as a public street or way
of the said City according to a plan of the said Street
made by J. Wadsworth dated April 18th 1835 and deposited
in the Office of the said Mayor and Aldermen.

The Committee on Sewers and Sears.
Drains, to whom was referred the petition of Ebenezer Sears,
concerning his drain entering common Sewer in Harrison Av=
=enue, Report, that the amount charged by the Superintendent for
the entry into the Common Sewer, mentioned in said petition
is the sum fixed by the ordinance and ought not to be abated
and that the Petitioner have leave to withdraw. Thomas Wetmore
per Committee. Read and accepted.

Adjourned to Monday next four o'Clock P. M.

382.

At a meeting of the Board of Aldermen of the City of Boston, held at City Hall, on Monday the fourteenth day of October, A. D. 1844.

Present

His Honor the Mayor and the whole Board of Aldermen.

Wm Brigham - Franklin School house.

The Committee on Public Buildings to whom was referred the petition of William Brigham, and others, asking that a Bell may be placed on the Franklin School House, ask leave to Report: That in order to place a Bell on the Franklin School House, it will be necessary to erect a Belfry which in the opinion of the Committee and practicians will cost, it is estimated, five hundred and fifty dollars, to which must be added the cost of a bell, weighing two hundred pounds, the sixty dollars making a total of Six hundred dollars. In consequence of the position of the Franklin School house it is important that a bell should be placed upon it, for the advantage of the School and the benefit of the Fire Department, and a belfry of good proportions would add much to the appearance of the building. If a belfry is to be erected it can be done now cheaper than at any other time. Your Committee asked the following order for the Committee. Mr. Brimmer, Chairman. Ordered, That the Committee on Public Buildings be authorized to cause a Belfry to be erected on the Franklin School House and a bell placed therein, at an expense not exceeding Six hundred dollars, said amount to be charged to the appropriation for building the Franklin School House. Read, accepted and the order passed. Sent down for concurrence. Came up concurred.

to whom was referred the petition of the Officers of the Engine Companies &c in increase of salary, beg leave to report, that the increase of the salaries of the officers was submitted to their consideration at the time the pay of the members of the Fire Department was referred to them your Committee did not think it expedient that the pay of the officers should be increased. The difference in the pay of the officers and of the privates was deemed to be as great, in the opinion of your Committee, as ought to exist, for whom the responsibility of the duties is greater, and the labor and exposure less upon the privates and subordinate officers of the Department. The salaries of the officers are as great as the services they are now called upon to perform would seem to require. Since the 1st day of July the Department has been called out 30 times, large fires 3. small fires, 13. false alarms, 4. alarms out of town 2. - total 30. The effects of the measures recently adopted have been found most beneficial, operating equally to the assistance and comfort of the citizens and the ease of the Department. Your Committee have called to mind and the petitioners have omitted to present any satisfactory reason why the salaries of the officers should be increased, they therefore recommend that the petitioners have leave to withdraw their petition. for the Committee. M. Brimmer, Chairman. Read and accepted. Sent down for concurrence. Came up concurred.

Engine Engine Officers.

The Committee on the Fire Department to whom was referred the recommendation of the Board of Engineers in relation to the erection of an additiona-

Fire Dep.

21 [illegible] number of Citizens ask leave to report that they have given the subject that careful consideration and they are constrained to say that it is one which claims the serious attention of the City Council. It is not to be denied that portions of our City are in case of fire, lamentably deficient of an adequate supply of water. In recent fires it has been found necessary to bring a supply of water through four or five engines which of course greatly impairs the force of the fire Department. Those portions of the City most in want of water are South and East Boston the Hill Pond Lands and the South Cove Lands, the former are especially exposed to fire from the great number of wooden buildings erected and erecting. The Hill Pond Lands are recently well provided with water from the Canal which is now filled up, and the supply cut off. The South Cove is without an adequate supply of water even for culinary purposes. There are other portions of the City greatly exposed. There are in the City 55 large and small Reservoirs and 39 Fire Plugs in the Jamaica Pond Aqueduct, of which 24 and these are all South of Boylston Street, alone are to be depended upon. The City Council were the year induced to build the reservoirs and had they anticipated the filling up of the Canal would doubtless further have increased the amount. Four large Reservoirs have been & are now constructing one at South Boston, one at East Boston, one at South Cove and one in Suffolk Street, and your Committee are of opinion that if the sum of ten thousand dollars had been placed at their disposal for the purpose it might have been judiciously expended. The appropriation has now been all expended and it is not perceived that other appropria-

=tions can with safety be drawn upon or that funds can be
provided without recourse to a loan and this your Committee
do not feel themselves authorized to recommend. Your Com=
=mittee would urge upon the City Council the importance of
this subject and they cannot conceal the fact that in case of
a conflagration, to which from the great number of wooden
buildings erected in the City, we are eminently exposed, the sup=
=ply of water would be totally inadequate. Reservoirs at all
times furnish but a temporary supply, and the importance of
a more reliable source is pressed upon our consideration with
irresistable force. The advanced season of the year will pre=
=vent the construction of any number of reservoirs now. Com=
=mittee would therefore recommend that the subject be referred
to the early attention of the next City Council. For the Commit=
=tee. M. Brimmer, Chairman. Read and accepted.

Petition of Andrew J. and Fowle.
Joseph W. Fowle to be licensed to exhibit a new sub merged
propeller, at the Marlboro' Chapel. Referred to the Committee on
Licenses with full power.

Petition of William Brown Leave.
to be licensed to exhibit legerdemain, Ang[s] and recitations. Re=
=ferred to the Committee on Licenses.

Petition of [illegible] Leave.
by Sellers and Otis Sordwin, to have an Lamp placed &
lighted in Mount Vernon Street. Referred to the Committee on
Lamps.

Petition of David Sears, to Leave.
have the Common Sewer in Charles Med elevated. [illegible] Leave.

Petitions of George W. Thayer,

Geo. W. Thayer, &c. and the Shawmut bank for abate-
Shawmut. ment of taxes. Referred to Aldermen Wilmore, Lazell and Seaver.

Petition of J. Preston, for leave
Preston. to construct arches under the side walks in Beacon Street,
where he is building. Referred to the Committee on Paving.

Petition of Charles Brown, for leave
Brown-
Lincoln Street. to construct arches under the side walks in Lincoln Street, where
he is about building. Referred to the Committee on Paving with
full power.

Petition of Benjamin Humphrey
Humphrey
Fulton and to have a common Sewer laid in Commercial Street, from
Richmond Sts. Fulton to Richmond Streets. Referred to the Committee on Sew-
-ers and Drains.

Petition of Mordecai S. Wallis to
Wallis
Poplar Street. have a nuisance abated in Poplar Street occasioned by the
common Sewer. Referred to the Committee on Sewers & Drains.

Petition of Francis Welch to have
Welch.
a certain bay on Stock abated. Referred to the Mayor.

Whereas it having been represented to this
Spear-
Spendthrift. board, that James Spear, of Boston, Cooper, does by excessive
idleness and drinking so spend, waste and lessen his estate,
[illegible] and his family is want and by
[illegible] circumstances, and the City to a charge for his & their
support and maintenance. And after the examination of divers

credible witnesses, under oath, the board are of opinion that the allegations stated as aforesaid are true, a complaint was made and signed by the Mayor and Aldermen addressed to the Judge of Probate of the County of Suffolk, in order that a Guardian may be appointed to the said Spear according to law.

Ordered, That there be paid to David G. Moseley, twenty two hundred dollars in full for a piece of land taken from him in widen Washington Street, being part of his estate at the corner of Boylston Street, the said piece of land having been taken by an order of this board passed April 22. 1844. And also in full of all damages by him sustained by reason of the said widening and the removal of part of his building on his giving a sufficient deed and discharge. And that the same be charged to the appropriation for laying out & widening Streets. Moseley vs Washington Street.

The Mayor, to whom was referred the petition of the Washington Light Infantry Company for the repayment of taxes on their armoury, reported, that said petition should be referred to the Committee on Finance. Read and accepted, and referred to said committee accordingly. Sent down for concurrence. Came up concurred. Washington Light Infantry.

The following persons were licensed as dealers in second hand articles, viz. Second hand articles.

No. 38 Bralle Street, S. H. Lewis. No. 40 Bralle Street, Solomon Guess No. 26 . . Henry Carpenter, No. 18 . . Joshua B. Smith, No. 16. . . Samuel Wilson, No. 14 . . Francis P. Leary, No. 144 . . Patent Steward, No. 16. Cincinnati St. Wood Street

Ordered, That public notice be

Voters lists &c.

given, that the lists of voters are completed, and that they may be seen at the Mayor and Aldermen's room, and at the Assessors office City Hall and one copy at or near the place of meeting in each ward, and one at East Boston. All legal voters are requested to see that their names are inserted, and the following persons are particularly called upon to ascertain if their names are inserted. viz.t Persons taxed either in partnership or individually in other wards than those in which they lived and boarded in May last: Persons who were taxed without their Christian names: Persons who have paid a tax assessed upon them within two years and have become inhabitants of the City since the first of May: Persons who have become of age since the first of May: Naturalized Citizens. All persons will find their names on the Ward list where they resided in May last, in which Ward they will be permitted to vote unless their names have been changed to the Ward where they at present reside, by a special application at the Mayor & Aldermen's room. Persons who have not paid a tax assessed upon them within the time according to law, will not be permitted to vote, and they will find a mark against their names to that effect, on the day of election. And the Mayor and Aldermen will attend at their room City Hall, every day until the 5th day of November next inclusive, for the purpose of inserting the names of all legal voters, which may be omitted.

Hall

The Committee on Paving,

Petition granted.

to whom was referred the petition of S. Andrew T. Hall, for leave to construct an arch under the Side in High street, No. 5.

with full power; report that they have granted leave to construct 384.
an arch as prayed for, subject to the rules adopted by this board.
Harra Crane, for the Committee. Read and accepted.

The Committee on Bells and Clocks, to whom was referred the petition of Henry N. Hooper and others, in behalf of the proprietors of the Second Church, to have the Clock placed in the tower of the Second Church building now erecting, have considered the subject, and recommend the passage of the within order. Harra Crane, for the Committee. Ordered, That there be paid to the proprietors of the Second Church one hundred and fifty dollars; Provided, said proprietors place four dials in the tower of their new Church of such material, and in such a manner as will accommodate the public in ascertaining the hours of the day; And the same be charged to the appropriation for Bells and Clocks. Read accepted and the order passed. Hooper. Second Church.

The Superintendent of Sewers and Drains made assessments of the costs of constructing common Sewers in Beacon and Croft Streets. Referred to the Committee on Sewers and Drains. Beacon. Croft Street.

Petition of Jno. H. Nelan to be paid the amount for services as a fireman. Referred to the Committee on the Fire Department.

Indentures of Apprentice- ship whereby Edward Murray bind himself to Daniel [illegible] waiter; until the 12th day of May next, when he said Murray will be twenty one years of age, to learn the art or mystery of a boot maker, said Murray having no father, mother or Guar- Murray. Daniel [illegible]

390. dian in this Commonwealth, the Mayor and Aldermen do approve of the same.

Gordon. The Committee on Paving, to whom was referred the petition of James M. Gordon, for leave to remove a wooden building, recommend that the petitioner have leave to remove the building as prayed for, provided, that said building shall not remain in Beach Street over night, and the petitioner shall be answerable for all damages that may arise from the said removal. Sara Crane, for the Committee. Read and accepted.

Barry. The Committee on Streets to whom
Lincoln Street. was referred the petition of Thomas Barry, to have the line of Lincoln Street determined, ask leave to Report, that Lincoln Street was extended and laid out from Essex to Beach Street September 5th 1836, and the Easterly line thereof opposite to the land of said Barry was laid out as follows, viz. Beginning at a point on Essex Street, six inches westerly from the North westerly corner of land of said Barry, and thence running Southerly, by a line parallel with said Barrys westerly line and six inches distant therefrom, two hundred and three feet. And there is therefore a strip of land six inches in width lying between the said Street and the land of the petitioner, according to the said laying out, and he has had due notice thereof. For the Committee, Thomas Wetmore. Read & accepted.

Smith The Committee on Paving to
whom was referred the petition of Charles F. Smith, & others, have viewed said macadamized, and find it is inexpedient to macadamize said Street. The Committee have graveled

said Street, and put it in good condition for the present, at $391. some future time, no doubt it will be necessary to pave the said Street. Larra Crane, for the Committee. Read and accepted.

Adjourned to Thursday evening next, seven o'clock P.M.

At a meeting of the board of Alder-
men of the City of Boston, held at City Hall, on Thursday the
Fourteenth day of October, A.D. 1844.

Present,

The Mayor and the whole board of Aldermen, except Alder-
men Wetmore and Crane.

Petition of Rockwell & Stone for leave to change the location of their place of exhibition of Equestrian and gymnastic performances from Canal and Traverse Streets to Canal Street in front of the north side of the Canal House referred to the Committee on Streets and Wharves. Rockwell & Stone.

Representatives

In Convention.

Agreeably to assignment, the Members of the City Council met in Convention for the purpose of determining upon the number of Representatives, it is proper for the City to send to the next General Court. Thereupon Resolved, by the Mayor, Aldermen and Common Council of the City of Boston, in Convention assembled, that it is expedient for the City to send thirty five Representatives to the next General Court. Ordered, that the City Clerk be directed to publish this determination. The business of the Convention being accomplished the two Boards separated.

Adjourned to Monday next, four o'Clock. P. M.

At a meeting of the Board of Aldermen of the City of Boston, held at City Hall, on Monday the twenty first day of October, A. D. 1844.

Present,

The Mayor, and the whole Board of Aldermen.

Petitions of John Benson, Silas
Thos. Burns and Horace Fisher for damage in taking land Sea
to widen Sea Street. Referred to the Committee on Streets. Street.

Petition of Turbox & Co. for Turbox.
leave to stand with an Omnibus in Braille Square. Referred
to the Committee on Licenses.

Petition of Peter Frothingham, for Frothingham.
an abatement of tax. Referred to Aldermen Wilmarth, Vogel & Howe.

Remonstrance of Hiram Epworth Epworth
and others against the petition of M. D. Wait to have a Wait.
nuisance abated occasioned by a drain in the end of Poplar
Street. Referred to the Committee on Sewers and Drains.

The demand of Sarah Bowes, Bowes.
for land taken to extend Faneuil Hall Market, and the City
Solicitor's opinion respecting the same. Referred to the Committee
on Streets.

Petition of Mercantile Wharf Mercantile
Company for leave to lay a drain in Commercial Street. Referred Wharf.
to the Committee on Sewers and Drains.

On the petition of Theo- Harrington.
dore Harrington and others, praying that a nuisance in Rock-
stone Square, be abated, the Committee on Public Lands, report
That the nuisance complained of has been abated, and that no fur-
ther action of the City Council in relation to the matter is nec-
essary. For the Committee, Abraham D. Shaw. Read & accepted.
Sent down for concurrence. Came up concurred.

The Committee on Public Lands,

Camden & Union ... ordered the petition of William Camden and others,

Cutland street. praying to have a common Sewer constructed in Cutland street, Report: That if the prayer of the petitioners should be granted, the Sewer would, at present, accommodate but a single estate, they therefore recommend that the petitioners have leave to withdraw their petition. For the Committee. Abraham T. Lowe. Read and accepted. Sent down for concurrence. Came up concurred.

Broad Sted. The cost of constructing a common Sewer in Broad Street, as reported by the Superintendent of Sewers and Drains. Referred to the Committee on Sewers and Drains.

Adams & Pope. Application of Adams & Pope for leave to construct arches under the side walk in Tileston Street. Referred to the Committee on Paving.

Sears. On the Petition of David Sears,

Ordered, That due notice be given that this Board will, on Monday next, at 4 o'Clock, P.M., take into consideration the expediency of laying a Common Sewer in Charles Street & of assessing the expense thereof on all persons who may enter their particular Drains into such Common Sewer, or who by any more remote means shall receive any benefit thereby: And persons making objection thereto, will then and there be heard.

Greenough. Order of the Common Council referring the petition of Henry Greenough, for an abatement of taxes to the Committee on Finance. Came up for concurrence. Read & nonconcurred.

cil referring the Petition of Hannah Fee, have remitted to him, the amount of tax on certain property assessed upon him, Fee. through mistake, to the Committee on Finance, Came up for concurrence, Read and concurred.

Ellen Catherine Hurley. Order of the Common Council referring the Petition of Ellen Catherine Hurley, have the amount of a certain tax remitted to her the same being assessed upon her through mistake, Referred to the Committee on Finance, Sent down for concurrence, Came up concurred.

Streets. Order of the Common Council referring the ordinance in addition to an ordinance relating to obstructions in the Streets, to the committee on the petition of John D. Williams, and others to consider and report, Came up for concurrence, Read and concurred.

Eliot Hall. The Committee on the Jail, House of Correction and Industry, to whom was referred the petition of Daniel J. Eliot and others, a committee of the Prison Discipline Society, in relation to the Leverett Street Jail, ask leave to report, that the necessity of a new County Jail, instead of the present ill contrived structure in Leverett Street, has been repeatedly presented to the consideration of the City Council. The frequent allusion to the subject in the presentations of the Grand Juries of the last three or four years, sufficiently indicate the state of public opinion and feeling upon the subject. It is to be regretted that the relief prayed for in the petition of the committee of the Prison Discipline Society did not earlier have been urged upon the consideration of the City Council. To which plan have been opposed and ultimately made,

[illegible] petition intended [illegible] to order of the City Council,
[illegible]
not the late season of the year at which the attention of
the City Council was [illegible] again drawn to this important sub-
ject, would seem to preclude any decisive action this year
in relation to it. Your Committee fully impressed with the
importance of the subject and the necessity of some favorable
action on the part of the City Council, which can not be be-
come more apparent, would recommend that the petition
of the Union Fire Engine Society be referred to the next ad-
journed session of the next City Council. In the Committee. H. Brim-
mer, Chairman. Read and accepted. Sent down for concur-
rence. Came up concurred.

Beacon Street. The Committee on Sewers and Drains, on the subject of an assessment for a common sewer in Beacon Street, reported a revision of the same, as follows, viz: Whereas pursuant to an Order of this Board, passed on the eighth day of July last public notice thereof having first been given, a Common Sewer has been laid in Beacon Street, the cost of which was five hundred & thirty five dollars and fifty nine cents, one quarter part whereof being deducted, to be paid by the said City, there remains four hundred & one dollars $\frac{02}{100}$ to be charged to persons benefitted by the same, according to law: It is therefore Ordered, that the persons named in the schedule hereunto annexed, being ben-efitted as aforesaid, be and they hereby are charged and assessed, with the sums therein set to their respective names, as their proportional part of the expense of the said Sewer, and the same is ordered to be certified and notice thereof given to the parties aforesaid, their Tenants or Agents. Read accepted and the order passed.

Whereas pursuant to an Order of this Board, passed on the fourteenth day of August 1843 public notice thereof having first been given, a Common Sewer has been laid in Eagle Street, the cost of which was four hundred & sixty five dollars and ninety four cents, one quarter part whereof being deducted, to be paid by the said City, there remains three hundred and forty nine dollars 71/100 to be charged to persons benefitted by the same, according to law: It is therefore Ordered, that the persons named in the schedule hereunto annexed, being benefitted as aforesaid, be and they hereby are charged and assessed, with the sums therein set to their respective names, as their proportional part of the expense of the said Sewer, and the same is ordered to be certified and notice thereof given to the parties aforesaid their tenants or Agents. Read accepted and the order passed. Sewer laid.

The Committee on Licenses to whom was referred the petition of Rockwell and Hone, for a change of location, for exhibition of Equestrian performances, reported in favor of such change. Read & accepted. Rockwell & Hone.

The committee to whom was referred the petition of George Gardner, to have trees removed from the side walk in Charles Street near his house, reported, that the petitioner have leave to withdraw his petition. Read and accepted. Gardner.

James M. Matthews was nominated and appointed a Police officer. Police officer.

Sid. Fisher.

The Committee on Streets, to whom was referred the petition of Sidney Fisher, to be paid the damage he has sustained in consequence of taking part of his store to widen Washington Street, reported, that the petitioner has no claim on the City, and that he have leave to withdraw his petition. Read and accepted.

Bowditch, &c. taxes Abatement.

The Special Committee to whom were referred the several petitions of N. I. Bowditch, Tisdale Drake, George W. Thayer, George Snow, Aaron Rice & Aaron Bancroft, Josiah Blanchard, Daniel C. Pratt, Ebenezer Parker and the Shawmut bank, for an abatement of taxes on their personal estate, ask leave to Report. That by the revised Statutes Ch. 7. Sec. 39. & 40. it is provided that if the Assessors shall refuse to abate the taxes assessed upon any person, upon his application to them therefor, he may make complaint thereof to the County Commissioners and they are authorized to make such abatement as they shall judge reasonable, but that no person shall have any abatement made by the Commissioners, unless he shall have brought in a list of all his estate to the assessors, or shall show good cause for not having done so. And by Ch. 14. Sec. 29. the Mayor & Aldermen of the City are invested with the powers of the County Commissioners. The Committee are of opinion that by the last "recited provision, it is intended that no provision for in the 19th Sec. of the 7th Ch. which directs that the Assessors in their proceedings to make any assessment, "shall give public notice requiring the inhabitants living in the town, within a time therein specified, true lists of all their polls and estates

both real and personal, not exempted from taxation. It ap- 399
-pears that the Assessors did give such notice, specifying, as
the time for bringing in the lists, the period from the 1st of May
to the 8th of July. In order therefore to give this Board juris-
-diction of the cases now referred to the Committee, it is
necessary for the Petitioners to show, that they did comply
with the notice, by bringing in lists of their estates, or they
must now show good cause for not having done so. And
it being admitted that no such lists were actually deliv-
-ed by either of the applicants, the only subject for the con-
-sideration of Board, is the sufficiency of the causes assigned
for the omission to do so. The Petitioners accordingly now
allege that the Assessors have the present year, adopted
a new rule of practice by refusing peremptorily to make any
abatement, for any cause, after the assessment was completed
that they had no knowledge of the notice, said to have been
given by the assessors, and were therefore not aware of the alter-
-ation about to be made in the practice of former years, and
have been taken by surprize by the decision of the Assessors. It
is admitted by the Assessors that the course adopted the present
year is different from that pursued for some years past, but it
is stated that they have merely returned to the practice of for-
-er years and one which prevailed prior to 1839. The suffi-
-ciency of the causes now assigned by the petitioners therefore
must depend upon the fact whether the notice was sufficient
explicit in its terms and was duly promulgated. And the Com-
-mittee find that a publication was published in the
several newspapers from the 1st of May to the 8th of July, in-
-forming the Inhabitants that the office of the Assessors would

be open during that period and no longer to receive the assessment of taxes and that persons neglecting to furnish a list of their real estate within the term specified, would be deemed at a legal meeting of the Assessors and that the notice has been given Mitchell Hamilton & others that of former years in this Ward and limiting the time for receiving such abatements. The Committee are of opinion that the Assessors have complied with the provision of the Statute, for giving the public notice required of them and that sufficient causes have not been assigned and proved by the petitioners therefore, in not giving in a list of their estates to the Assessors, and that this Board has no power to abate the taxes as prayed for. They therefore report that the several petitioners have leave to withdraw. The Committee ask leave to annex to their report an opinion given by the City Solicitor on the subject and ask to be discharged from further attention to it. For the Committee, Thomas Wetmore. Read and accepted.

Mount Vernon Street.

The Committee on Lamps, to whom were referred the petitions of A. W. Thayer, Jun.r and others, and Ozias Goodwin and others, praying that Mount Vernon Street may be lighted with gas, recommend the passage of the within order. Luna Crane, for the Committee. Ordered, that the Committee on Lamps be, and they hereby are directed to cause a sufficient number of Lamps to be erected in Mount Vernon Street to light the same, between Beacon Street and No 93 in said Mount Vernon Street, provided, the owners of the estates will permit the Committee to attach said lamps to their buildings, at such places as may be deemed expe-

=dient. Read, accepted, and the order passed.

The Committee on Paving, to whom was referred the petition of Abbott Lawrence, and others, to have Bath street paved, report the annexed order. Isaac Crane for the Committee. Ordered, That the Superintendent of Streets be, and he hereby is, directed to repave so much of Bath Street, as may be necessary to put the said Street in good condition, and the expense thereof be charged to the appropriation for paving and repairs of Streets. Read, accepted, and the order passed. Lawrence & Bath Street.

The Committee on Public Lands to whom was referred the petition of B. W. Kimball and others praying that a Street be laid from Washington Street to the line of the City land, in the rear of Suffolk Street, ask leave to report: That it is inexpedient to grant the prayer of the petitioners; and the Committee recommend that the petitioners have leave to withdraw their petition. Abraham T. Louve, for Committee. Read and accepted. Sent down for concurrence. Came up concurred. Kimball.

The Committee on Paving, to whom was referred the petition of Ephraim Whitney praying to be paid for damage done to his carriage by running against a stone in Tremont Street on the 13th day of April last, have considered the subject and are of the opinion that the petitioner has no legal claim on the City for the damage he may have sustained; The Committee recommend that the petitioner have leave to withdraw his petition. Isaac Crane for the Committee. Read and accepted. Whitney.

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Brown. The Committee on Paving, to whom was referred the petition of Charles Brown, for leave to construct arches under the side walk in Lincoln Street, have had the same under consideration and report that the prayer of the petitioner be granted, subject however to the rules and orders heretofore adopted by this board, relative to coal holes under the side walk. Laura Crane, for Committee. Read and accepted.

Sexton. The Committee on Paving, to whom was referred the petition of - Jonathan Sexton for leave to construct arches under the side walk in Beacon Street recommend that the prayer of the petitioner be granted, subject however to the rules and orders heretofore adopted by this board relative to coal holes under the side walk. Laura Crane, for the Committee. Read and accepted.

Adjourned to Monday next, four o'Clock. P.M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall, on Monday the Twenty eighth day of October, A.D. 1844.

Present,

The Mayor, and the whole board of Aldermen.

Petition of Thomas J. Skinner to have the lines and level of a triangular piece of land between Merrimac and Friend streets, where they are about building determined. Referred to the Committee on Streets & Paving. Skinner.

Petition of Abraham A. Walton to have Harrison Avenue widened. Referred to the Committee on Streets. Walton. Harrison Avenue

Petition of the Boston and Worcester Rail Road, for leave to construct a bridge over Fremont Street, where their road crosses, and to make a change in the level of said Street in order to accommodate the travel. Referred to the Committee on Streets. Boston & Worcester Rail Road.

Petition of William W. Baker for an abatement of a tax. Referred to Aldermen Wetmore, Rogers and Lowe. Baker.

Petition of City Treasurer for additional compensation for Clerk hire. Referred to the Committee on Treasurer's accounts. Sent down for concurrence. Came up concurred. Treasurer.

Communication from the Auditor of Accounts respecting the appropriations for widening and extending Streets and for unliquidated claims for wid- Auditor. appropriations.

[illegible] Committee on Finance. Sent down for concurrence. Came up concurred.

Water. Order of the Common Council instructing the committee on the introduction of water into the City, to cause the report of the Commissioners to be printed as soon as received. Came up for concurrence. Read and concurred.

Lunatic Hospital. Superintendent. The board proceeded by ballot to the choice of Superintendent and Physician of the Boston Lunatic Hospital, and the vote being taken it appeared that Doctor Charles H. Stedman was chosen in concurrence with the Common Council, by a unanimous vote.

Prescott. Washington Street. Ordered, That there be paid to Elijah Prescott, Jr. One hundred and fifty dollars in full for all damages by him sustained by reason of the removal by the City of Land & a building occupied by him; for the purpose of widening Washington Street and for all damages occasioned by his removal from the said building; on his giving a sufficient release. And that the same be charged to the appropriation for laying out and widening Streets.

House of Correction. The Committee on the Jail, House of Correction &c. to whom was referred the communication of the owners of the House of Correction asking the City council to obtain possession of a certain piece of land contiguous to the Institution, with leave to report, that Mr E. Homer Senior is owner of a tract of land lying east

of the City land at South Salem, extending from 4th Street to
the channel and from the line of the City land to the Road,
a distance of about 250 feet. The Committee found more
or less meadow land which are extensive. The owner of
this land is now willing to sell to the City on such reason-
able terms as may be agreed upon and your Committee
are of opinion that this is a favourable opportunity to obtain
possession of land which it may be important for the City
to hold. These lands bound on the stockade fence of the
House of Correction against which a house has been erected,
which is now an inconvenience to that institution, & should
other buildings be erected along that line, they might prove
injurious to the discipline & dangerous to the safety of the in-
mates. It would be advantageous to the House of Correction
to have a passage, other than that now used in common by
all the Institutions, & this might be effected through O. Street
to 4th Street, which is the Road running along the southern
line of the City land. This land would be extremely valuable
and might be advantageously used for Agricultural & Horti-
cultural purposes, & in the opinion of your Committee, a part
or the whole should be owned by the City if it can be obtained
at a sum not exceeding two thousand dollars, & more for the
land including the Peat. Your Committee beg to recommend
that the Committee on Public Lands be authorized to purchase
said land by exchange or otherwise, as they shall deem it
for the interest of the City, & they report the following order. Per
the Committee H. Brimmer, Chairman. And the Committee
on Public Lands be & they are hereby authorized to purchase
either in exchange for other land belonging to the City or the

Hill. =ville Est to nine acres of land owned by E. Homer, Senior, bound=
=ed West by Lands belonging to the City — South by South
East by Atlantic North by the Channel, for a sum not
exceeding two thousand dollars per acre for the upland inclu=
=ding the flats. Accepted in Common Council and the order
passed. Came up for concurrence. Read and concurred.

Sewer Charles Med. On the petition of David Sears, that a common Sewer be continued and extended in Charles Med. That now no person appearing to object, it is Ordered, That the Committee on Sewers and Drains be and they are hereby authorized to cause the said Sewer to be laid and the expense thereof assessed according to law.

Jury bof. Ordered, That the subject of revising the Jury box and selecting a list of persons liable and qualified to serve as Jurors in the several Courts be referred to the whole board, with instructions to report such lists conformable to law.

Police officer. Ebenezer T. Breck was nomi=nated and appointed a police officer.

Comtee Finance. The Committee on Finance to whom was referred the petition of Wm H. Montstad and others to have the tax assessed on the Christian Society worshiping in a building in Howard St. Medad and Court St. East. That the building sought to be exempted from taxes was during the year 1843 let as a Concert room and for purposes other than religious worship, and was at all times kept ready to be

it for the two Brick buildings, such being the case your Committee do not see any good reason why it should not be taxed like other buildings are under similar circumstances. The petition-ers also ask that the tax for 1844 may be abated but as the tax for the present year has not been paid, the consideration of such abatement is not properly any part of their duty, Your Committee therefore recommend that the petitioners have leave to withdraw their petition. For the Committee, M. Brimmer, Chairman. Read and accepted. Sent down for concurrence. Came up concurred.

The Committee on Laying Sarah Bowes.
out and widening Streets to whom were referred the petition of Sarah Bowes and the opinion of the City Solicitor in relation thereto, ask leave to report, that the petitioner claims damages, as one of the heirs at law of Sarah Pitt Stoddard, for several parcels of land taken and sold by the City in laying out Clinton and North Market Streets, and it appears, from the said opinion, that it is similar to a claim made by a brother of the Petitioner and allowed and paid by an order of this board dated Nov 12. 1840. and that the City is legally bound to satisfy it. The amount paid by the said order to William Bowes, the brother aforesaid, was $[illegible] principal and $1110.44 as interest and costs, and the Committee are of opinion that a like settlement ought to be made of the present claim. They therefore now submit an order for paying to the petitioner a like sum and interest thereon to the present time, amounting to two thousand five hundred and ninety five dollars 13/100. Thomas Wetmore for the Committee. Ordered, That there be paid to Sarah Bowes twenty five hundred ninety five

405. dollars 13/100 in full for all damages by her sustained by reason of the taking by the City of certain parcels of land to be bounding to Wake Clinton & North Market Streets & for other purposes, provided in case a satisfactory deed of the same shall be charged to the appropriation for the payment of unliquidated claims for widening and extending Wall in certain ways and accepted, and the order passed.

Ogton. The Committee on the Fire Department on the petition of John M. Ogton, report that there be paid to said Ogton three months salary as Clerk of Engine Company No. 3 on his producing to the Chief Engineer the usual certificates. for the Committee, M. Brunner. Chn. Read and accepted.

Harrison Avenue. The Superintendent of Sewers and Drains reported the cost of constructing a common sewer in Harrison Avenue, which was referred to the Committee on Sewers and Drains, who reported - The Committee on Common Sewers report that the said List & valuation are correct and they submit an order for assessing the amount according to law. Sho Wolmer for Committee. Whereas pursuant to an Order of this Board, passed on the twenty Seventh day of May last, public notice thereof having first been given a Common Sewer has been laid in Harrison Avenue the cost of which was One hundred & twenty one Dollars and seventy cents one quarter part of which being deducted to be paid by the said City, there remains One hundred & twenty eight dollars 77 to be charged to persons benefitted by the same, according to law. It is therefore Ordered that the persons name-

ed in the Schedule hereunto annexed, being benefitted as afore-said
=said, be and they hereby are assessed and apportioned, with the sev-
=eral sums set to their respective names, as the proportional part
of the expense of the said Sewer, and the same is ordered to be
certified and notice thereof given to the parties aforesaid, their
tenants or lessees. Read, accepted and the order passed.

The Committee on Paving, Ames & Pope.
to whom was referred the petition of Ames & Pope for leave to
to construct arches under the side walk in Tileston Street,
report, that leave be granted as prayed for, subject to the
rules and orders heretofore adopted by this Board in relation
to arches under the side walk. Laura Crane, for the Commit-
=tee. Read and accepted.

Ordered, That warrants be is- Warrants for
=sued for meetings of the legal voters, in their several wards, on Ward meetings.
Monday the Eleventh day of November next, at nine o'Clock
A.M. then and there to give in their ballots for Governor, Lieuten-
=ant Governor, five Senators for the County of Suffolk, ten State
five Representatives & the next General Court, that being the num
=ber agreed upon by the City Council. 9 Representatives in the
Commonwealth in the next Congress of the United States, six
District number one. One twelve Electors of President and Vice
President of the United States - each ballot for such Electors
to contain the name of at least one Inhabitant of each Congres-
=sional District. All the foregoing to be voted for on one ballot.
The Poll to be kept open until 4 o'Clock, P.M.

Adjourned to Monday next four o'Clock P.M.

411. At a meeting of the board of Aldermen of the City of Boston, held at City Hall, on Monday the fourth day of November, A. D. 1844.

Present.

The Mayor, and the whole board of Aldermen.

East Street. The Committee on Sewers and Drains on the petition of Joel Shaw and others, to have a drain laid from East Street to some outlet or Common Sewer, report that for the reasons stated in said petition, a common sewer ought to be laid and therefore submit an order. Thomas Wetmore for Committee. Ordered, That the Superintendent of Common Sewers cause to be constructed a common Sewer in Lucas Place & connect the drain coming from East Street Place with the Common Sewer coming down South Street, and that the cost thereof be assessed on the South Cove Corporation. Read, accepted and the order passed.

Parker & al. Petition of Jeremiah Parker & al. to have a sewer laid in A. Street. Referred to the Committee on Sewers and Drains.

Cotting & al. Petition of E. E. Cotting & al. to have a nuisance abated occasioned by a sewer in Pine & Bedford Streets. Referred to the Committee on Sewers & Drains.

Lucas Place & Lucas Place. Petition of Lucas Place & al. to have a sewer laid in Lucas Place. Referred to the Committee on Sewers & Drains.

Petition of John C. Adan, 411.
for the trustees under the will of Benjamin Shipley, deceased, Adan
for leave to construct water under the side walk in Franklin Franklin Place.
place. Referred to the Committee on Paving with full power.

Remonstrance of Francis C. Lowell Lowell
and others against the petition of the Boston and Wor- Tremont Street.
=cester Rail Road Corporation, to have Tremont Street raised,
at the Rail Road crossing. Referred to the Committee on Streets.

Petition of Charles Davis, and Davis
others to have Pilgrim Road accepted and paved. Referred Pilgrim Road.
to the Committees on Paving and Streets.

Petition of George O. Strong, for Strong.
an abatement of taxes. Referred to the Mayor.

Petition of Emory Carlisle, a mem- Carlisle.
=ber of Engine Company No. 13, praying that he may have
the advantage of a subscription raised in his behalf on ac-
=count of his being burnt out in Merrimac Street. Referred
to the Committee on the Fire Department.

Quarterly reports of the Superin- Quarterly
=tendent of Burial Grounds, and the Harbor Master of the Reports.
Northern District of moneys received by them in their said ca-
=pacities, and paid into the Treasury. Read and sent down.

412.

Worcester Rail Road — Remonstrance that

The Committee to whom was referred the petition of the Directors of the Boston and Worcester Rail Road Corporation praying that the elevation of Tremont Street may be raised to permit the passage of cars beneath the same, ask leave to Report that as the interests of many persons will be affected by the proposed alteration it is deemed that an order of notice should be passed — they therefore ask leave to Report the same. The Mayor in Committee. Ordered, That due notice be given, to all persons interested, that this board will, on Wednesday the thirteenth instant at 4 o'Clock P.M. take into consideration the expediency of raising Tremont Street at the crossing of the Boston and Worcester Rail Road sufficiently to permit the passage of cars beneath the same; and of raising and grading the said Street on each side of said crossing; and of raising and grading as far as may be necessary any other Streets which join or enter into the said Tremont Street. And all persons objecting thereto will then be heard. Said report accepted and the order passed.

Thayer — Washington Street.

Ordered, That there be paid to Joseph M. J. Thayer, & Ebenezer C. Thayer in right of his wife Sarah F. Thayer twenty two hundred and ninety seven dollars and fifty cents, in full for one undivided moiety of a piece of land taken to widen Washington Street, by an order of this board passed the twenty second day of April last, on their giving a sufficient deed and release of all damages to them sustained by reason of the said widening. And that the same be charged to the appropriation for laying out and widening Streets.

The Mayor to whom was re-
=ferred the petition of Francis Welsh asking to have a tax on
=ty five shares in the Franklin Ins^e Company, amounting to
twenty four dollars & 60 cts. abated with leave to report. That
though the amount claimed by the petitioner is small the princi
=ple involved is important and worthy of careful consideration.
In the year 1843 previous to the issuing of the tax bills, Mr
Wm Ballard made a private unofficial statement of his
personal property to the Chairman of Board of Selectmen which
statement as he affirms under oath included the shares stand
=ing in his name in the Franklin Ins^e Comp^y. The Sec^y of the
Ins^e office also made return of 107 shares in Mr Ballard name
45 of which were returned "in trust" This was an error, there
were no shares standing in Mr Ballards name "in trust" but
the Sec^y believing that Mr Francis Welsh was interested in
the 45 shares, returned them as standing "in trust". Mr Bal
=lard refused to pay the tax, on the ground that he had no
shares standing in his name in trust & secondly because he
had paid one tax on these shares, they having been returned
with his personal property. And Mr Welsh having declared un
=der oath that the 45 shares were mortgaged to Mr Ballard,
the tax were in November 1843 transferred to Mr Welsh. The im
=portant question now is whether the transfer was legally made
to Mr Welsh, and whether he can be called upon to pay said
tax. Upon this subject the Rev. Statutes would seem to be suf
=ficient explicit. In Chap. 7. Sec. 11. it is provided, when personal
property is mortgaged or pledged it shall on the assess
=ment, be deemed the property of the party who has the posession
The 45 shares should have been taxed to Wm Ballard

to M. in whose name they stood and as he affirms they were, and they were erroneously transferred to Mr Welch, there being no provision of law, by which a tax on personal property may be transferred from one person to another. By a City Ordinance real estate erroneously taxed may be transferred to the rightful owner, but no authority is there given for such transfer of the taxes on personal property. The transfer was then erroneously made to the name of Francis Welch, & as far as he is concerned the tax should be abated, an order to this effect is accordingly reported. This being an important principle it was deemed expedient that the opinion of the City Solicitor should be taken which opinion is herewith annexed & made part of this report M. Brimmer, Mayor Ordered. That the tax transferred November 1843. to Francis Welch for forty five shares in the Franklin Insurance Comp.y amounting to twenty four dollars & 60 cents be & the same is hereby abated. Read & accepted.

Warren Association. The Mayor to whom was referred the petition of the Directors of the Warren Association report That said Directors have withdrawn all claim for an abatement of their taxes & he asks to be discharged from the further consideration of the same. M. Brimmer, Mayor. Read and accepted.

Weir. The Mayor to whom was referred the petition of Andrew Weir, for an abatement of taxes, reports that said And. A Weir is a master tailor and is taxed on an income of 400 $ which is not deemed to be unreasonable nor can & therefore recommends that the petitioner have leave to withdraw his petition. M. Brimmer, Mayor. Read & accepted.

The Committee on Public Lands to whom was referred the petition of J. & S. F. Brown praying to be exempted from the payment of taxes, and interest, on certain lands purchased by them of the City, have considered the subject and offer the following report: On the tenth day of October, 1843 the petitioners aforesaid purchased of the City of Boston sixteen lots of land, lying south of the extension of Boylston, and west of Pleasant Street; and entered into obligations to pay the City therefor the sum of $17,349; and received from the City a bond for a deed of the property, in the usual form. The Petitioners proceeded to improve their property immediately after the purchase, but were obliged to suspend their operations on the first of November last, as the City was enjoined by an order from the Supreme Court "to desist from incumbering or obstructing in any manner" the lands aforesaid. In view of these circumstances the Committee are of opinion that the prayer of the petitioners should be granted; they accordingly submit the following order. Abraham D. Lowe, in the Committee. Ordered that no interest be charged upon the obligations which the City holds against Messrs. J. & S. F. Brown for the purchase of sixteen lots of land situated south of the extension of Boylston Street, and west of Pleasant Street; and that said lots be exempted from taxation until such time as the said Browns may come into full possession of the same. Order passed in Common Council. Came up for concurrence. Read and concurred with an amendment in the order, viz: Strike out from S. F. B. Brown for concurrence. Came up concurred.

Brown. Ordered, That the amount of
wages stayed upon J. C. & N. Brown for the purchase of fifteen
lots of land, for the present year, be and the same is hereby
abated.

Tremont Street. Ordered, that the Street or way
running from Howard Street to Tremont Street, and form-
erly called or known by the name of "Common Street" or
"Pemberton hill", be, and the same is hereby named "Tremont
Street" and that all other names there by be & they are hereby
discontinued.

Davidson Union Street. The Committee on Paving to-
whom was referred the petition of C. H. Davidson asking to
be paid for damage to his carriage in consequence of run-
-ning against a post in Union Street, have considered the
subject submitted to them, and are of the opinion that the
City ought not in this case to pay damages inasmuch
as it has taken the usual precaution to guard the public,
The Committee therefore recommend that the petitioner have
leave to withdraw his petition. Sarra Crane for the Committee.
Read and accepted.

Walton Harrison Avenue. The Committee on Streets, to
whom was referred the petition of Abraham A. Walton, to
have Harrison Avenue widened, report, that the amount ap-
propriated for widening Streets is not sufficient to enable
the Board to grant the prayer of the within petition and that
the petitioners therefore have leave to withdraw. Tho Wetmore for
Committee. Read and accepted.

Fitzpatrick Union Wharf Land. The Committee on Public
to whom was referred the petition of Thomas Fitz-

=patrick and others, praying to have Dedham Street repaired, 417.
ask leave to report; that, in their opinion, it is inexpedient to
repair said Street, the present season. They therefore recom=
=mend that the Petitioners have leave to withdraw their peti=
=tion. Mason. For the Committee. Read and accepted. Sent
down for Concurrence. Dance up concurred.

The Committee on Streets, Crocker
to whom was referred the petition of Uriel Crocker and others Petition.
to have Kneeland Street accepted, ask leave to Report that
the prayer of the petition ought to be granted and Kneeland
Street be accepted and laid out from Harrison Avenue to
Lincoln Street, whereon the same shall be properly level=
=led & graded & covered with a sufficient quantity of good
gravel, to the acceptance of the Committee on Paving. And that
the subject be accordingly referred to that Committee. Tho.
Belmore for Committee. Read and accepted.

The Committee on Licenses English.
to whom was referred the petition of William B. English, for
a license to exhibit Ventriloquism, Sing Songs and recitations
reported, that license had been granted as prayed for, and that
the applicant has paid for the same to the City Treasurer, the sum
of twenty dollars. N. T. Leavitt, for Committee. Read and accepted.

Josiah Scarlett, licensed as a Chimney
Chimney Sweep, agreeably to the report of the Committee on Sweeper.
Licenses.

Adjourned to Monday next, four o'Clock. P.M.

At a Special Meeting of the Board of Aldermen of the City of Boston held at City Hall on Saturday the Seventh day of November, A. D. 1844

Present

The Mayor, and the whole Board of Aldermen.

Appropriations. The Committee on Finance, to whom was referred the Communication of the Auditor in relation to the appropriation for the widening of Streets, ask leave to Report: That the transfer of thirteen thousand dollars may be made from the appropriation for claims for widening Streets in former years to the appropriation for widening Streets the present year without injury to the Public service. They report the following order for the Committee. M. Brimmer, Chairman. Ordered, That the balance, being one thousand three hundred dollars, be withdrawn from the appropriation for Unliquidated claims for widening & extending Streets in former years, and added to the appropriation for widening and extending Streets for the financial year 1844-45. Read, accepted, and the order passed. Sent down for concurrence. Came up concurred.

Grant for Eng. High School Library. The Mayor communicated a Communication from William J. Hubbard, Chairman of the committee of the English High School, covering a communication from Abbott Lawrence, enclosing a Check of two thousand dollars in addition from him to the City, the interest to be appropriated in prizes to the pupils of said School. Read and referred to the joint Committee on Pub-

-tic Obstruction. Sent down for concurrence. Came up concur-red.

Whereas in times of high political excitement there is reason to fear that many il-legal votes are thrown contrary to the Statute in such case made & provided & to the injury of the rights of the people Ordered that the Mayor &c & he is hereby authorized to offer a reward of fifty dollars for the apprehension and conviction of any person who shall on Monday the 11th day of November instant put into the Ballot Box of either of the Wards of Lincoln Augusta or Hallowell to the State Legislature or for the Electors of President & Vice President or of the Representative to the Congress of the United States, contrary to the laws in such case made & provided, & that the amount so paid & expend-ed be charged to the appropriation for Incidental expenses. Reward offered.

Communication from the City Treasurer respecting taxes due from Messrs Deane, Bradstreet & Co. Bradstreet & Co. who have gone into Chancery. Read and referred to the Mayor. Deane,

The Mayor, to whom was referred the petition of Ephraim B. Felter, for a loan from the Franklin fund, reported, that it is inexpedient to grant the same. Read and accepted. Felter.

Petition of Gad Pierce, for remuneration for horse killed by obstruction in Washington Street. Referred to the Committee on Paving. Pierce.

420. The Mayor to whom was referred the petition of Francis Welch, asking to have a tax on seventy five shares in the Franklin Insurance Company, abated, reported, as recorded on page 413.

Adjourned to Monday next four o'Clock P.M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall on Monday the Seventh day of November A.D. 1844.

Present

The Mayor, and the whole board of Aldermen.

Sargent / School Street. Petition of L.M. Sargent, to be paid for land taken to widen School Street. Referred to the Committee on Streets and ordered the following order viz: Ordered, that there be paid to Lucius M. Sargent, One hundred fifty nine dollars and seventy five cents, in full for thirty seven and one half feet of land taken to widen School Street, by an order passed the seventh day of October last, he the said giving a sufficient deed and conveyance of the said portion of the same. And that the same be charged to the

Association for laying out and widening Brook Road &c.
accepted and the order passed.

Ordered, that the tax assessed to Elisha Vinton in his Book in trade for the year 1844, amounting to twelve dollars, be & the same is hereby abated. Ordered, that there be paid to Elisha Vinton, in addition to the sum heretofore allowed for damage sustained by widening Washington Street, the further sum of thirty one dollars. And that the same be charged to the appropriation for laying out and widening Streets. Vinton.

Petition of Benjamin Howard, and others, to have Winslow Street paved and lighted. Referred to the Committees on Paving and Lamps. Howard.

Petition of Josiah Kutter in behalf of three young men from Waltham to be remunerated the damage they sustained in consequence of running against an obstruction in Cambridge Street. Referred to the Committee on Paving. Kutter

Application of Seth Hersey-man for leave to construct arches under the side walk in Charter Street & Lyme alley. Referred to the Committee on Paving. Seth Hersey-man. Charter Street. Lyme. Seth.

Petition of Solomon B. Horse for additional pay as a police officer in taking care of the Cemetery on Copp's hill. Referred to the Committee on the Com-mon, Copp's hill & Fort hill in the part of the Ward. Horse. Copp's hill. Common.

The City Treasurer & Collector having certified that the bond of Edwin Adams No 42 dated March 25 1843 amounting to Four Thousand Seven hundred & forty nine dollars payable to the City Treasurer by mortgage has been paid in full. Thereupon ordered, that the Mayor be and he is hereby authorized and requested to discharge the same on the record.

Bond discharged.

The Committee on Paving to whom was referred the petition of John E. Adam, for leave to construct a cellar under the side walk having met, Voted, that they have granted the prayer of the petitioner, subject to the rules and order adopted heretofore by the board of Aldermen, relative to arches under the side walks. Laura Crane, for the Committee. Read and accepted.

Adam Franklin Street.

Communication from D. Smith Port Physician, representing that there is a defect in the flues in the Jail, causing deleterious gas to be inhaled by the prisoners in their cells. Referred to the Committee on the Jail &c. on the part of this board.

Port Physician.

The Steward of the Lunatic Hospital made and exhibited the account of the City against the Commonwealth for the support of paupers in said Hospital, chargeable to the Commonwealth. Passed and referred to the board of visiters to be certified by them, and afterwards to be filed in the Secretary's office.

Lunatic Hospital.

Lumber yard of the Superintendent of Public Lands of the lands held by the City, the last quarter. Read and sent down.

Lumber Yard.

Quarterly report of the Au- 423
ditor of accounts. Came up from the Common Council read Quarterly
and filed. report.

Order of the Common Coun-
cil relating the Mayor's communication relating the Cur- School
rent portion of the School fund for the last year, which was fund.
voted to be paid by the Secretary and Treasurer of the
Commonwealth to the Committee on Public Instruction.
Came up for concurrence. Read and concurred.

Resolved, that the whole board Tremont
do visit Tremont Street, at the Rail Road crossing, tomorrow Street.
11 o'Clock. P.M.

Bond of the South Cove Cor- South Cove
poration to the City of Boston, conditioned to save the City Corporation.
harmless in the alteration of Lincoln Wharf, from all damages bond.
arising therefrom. Accepted and filed in the City Treasurer's
office.

Adjourned to Wednesday next, four o'Clock. P.M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall, on Wednesday the Thirtieth day of December A.D. 1874.

Present

The Mayor and the whole board of Aldermen.

Sabor. Application of Wing M. Sabor for a license to exhibit a Hippopotamus or River horse, at the Quincy Hall Museum, Read & referred to the Committee on Licenses.

Ins. The returns of votes having been made, and being recorded by the City Clerk. Alderman Langley, Robinson and Rogers were appointed a committee to examine the same.

Brooks. Petition of Rufus F. Brooks & Co. to have the true line of Essex Street, established, where the new brick building, Read & referred to the Committee on Streets.

Howard Kingston Street. The committee on the petition of Benjamin Howard, and others to have Kingston Street paved and lighted, reported the following orders, viz: Ordered, That the Superintendent of Streets be & he is hereby directed to cause Kingston Street to be paved, between Summer & Bedford Streets, and the expense thereof charged to the appropriation for paving and repair of Streets. Ordered, That the Committee on Lamps be and is hereby directed to cause a gas lamp to be erected in Kingston Street, in place of an oil lamp now located between Summer and Bedford Streets. Which orders were read and passed.

Agreeably to adjournment the Board proceeded to the consideration of the subject of raising Fremont Street at the crossing of the Boston and Worcester Rail Road, as prayed for by said Corporation. Several persons appeared to object and were heard before the Board. Others were heard in favor of the same. And after discussion the subject was laid upon the table. Fremont Street. Rail Road.

Remonstrance of the heirs of William Gardiner against the petition of the Boston and Worcester Rail Road Corporation, to have Fremont Street raised at the crossing of their road. Referred to the Committee on Mail. Gardiner Fremont Street.

Adjourned to 12 o'Clock, tomorrow noon.

At a meeting of the board of Aldermen of the city of Boston, held at City Hall on Thursday the Fourteenth day of November, A. D. 1844.

Present,

The Mayor, and the whole board of Aldermen, except Alderman Wilkinson.

Votes. The board proceeded to ex=
=amine the returns of votes from the several wards, given in on the eleventh instant, for member of Congress, for dis=
=trict number one, Electors of President & Vice President of United States, Governor, Lieutenant Governor, Senators and Rep=
=resentatives, and found them as recorded in the book kept for that purpose. The committee appointed yesterday, reported that they found them rightly cast. Ordered, that the several certificates of the election aforesaid of member of Congress, Electors, Governor, Lieutenant Governor, Senators and Repre=
=sentatives be made out and signed, according to law.

Adjourned to 10 o'Clock, A.M. tomorrow.

At a meeting of the board of Al=
=dermen of the City of Boston, held at City Hall, on Fri=
=day the Fifteenth day of November, A.D. 1844.

Present

The Mayor, Aldermen Wetmore, Lowe, Crane, Longley and Robinson.

Votes Returns The certificates of the return
=ns given in this City, for member of Congress, Electors of President and Vice President United States, Governor, Lieu=
=tenant Governor, Senators and Representatives, having been

made out, were compared with the record, and found cor= 1127.
rect; they were signed by the Mayor and a majority of the
board of Aldermen, and attested by the City Clerk. It was
moved, that they be sealed up, and returned to the office
of the Secretary of the Commonwealth according to law.
Thirty five Representatives, being the whole number which
was determined by the City Council, to be sent to the next
General Court, having been chosen, thereupon ordered, that
the return be made to the office of the Secretary aforesaid,
and that certificates of their election be made out and de=
=livered to each of them, by a Constable, according to law.

Adjourned to Monday next, four o'Clock p.m.

At a meeting of the board of
Aldermen of the city of Boston held at City Hall on
Monday the Eighteenth day of December, A.D. 1848.
Present
The Mayor, and the whole board of Aldermen.

[illegible]
Ordered, to have the common Sewer extended in Allen Street. Main Street.
Referred to the Committee on Sewers and Drains.

425.

Johnson. Petition of Isham Johnson, to be discharged from his contract with the City to furnish Paving Stones. Referred to the Committee on Paving.

Holbrook Carter & al. Petition of Holbrook, Carter & al. to have flagging Stones laid from Lyndall Street to Central Street. Referred to the Committee on Paving.

Emery. Milk Street. Petition of J. W. & E. Emery, for leave to construct arches under the side walks in front of the Bowdoin block, in Milk Street. Referred to the Committee on Paving with full power.

Belknap Ward 7. Order of the Common Council referring to the next City Council, the petition of A. C. Belknap, and others, for a new ward room for Ward No. 7. and the papers on file connected with the same. Came up in concurrence. Read and concurred.

Canton Pat. The Superintendent of Sewers and Drains communicated the cost of constructing the common sewer in Canton Street, and the assessment of the same. Referred to the Committee on Sewers and Drains.

Saber. The Committee on Licenses to whom was referred the petition of Wm. H. Saber for a license to exhibit a Hippopotamus, at the head of Eastern Steamboat wharf, Commercial Street; reported, that license be granted on condition, that five dollars be paid for the same. Read and accepted.

The Committee on laying out and widening Streets to whom was referred the petition of the Boston & Lowell Rail Road Corporation praying for authority to erect, at the intersection of the said Road and Tremont Street, a bridge over the said Street of sufficient height to admit of the passing of locomotive engines under it, and to raise and grade the Street in such manner as to carry it over the said bridge and over the tomb-stones of Francis C. Howell & others & the heirs of Henry Gardiner & against the same have attended to the same and heard the parties and ask leave to Report: The reasons assigned for the proposed alteration are, the frequent interruptions of the intercourse over that Street, occasioned by the passing of locomotive trains on the same level - and the hazard of collision with travellers thereon" - and the Committee are of opinion that they are of sufficient importance to demand the serious attention of the board. The Committee however do not find that the evils and difficulties complained of are to be attributed to any acts or proceedings of the City, and that the City ought not therefore to be subject to any expense for their removal, but that the nuisance, if it be one, should be abated by those who have created it. They accordingly submit the following resolution. Sho Welmore, for the Committee.

Resolved, That the Boston & Lowell Rail Road Corporation be & hereby are permitted, at their own expense to raise Tremont Street in that part in which their present Rail Road crosses it to a height not exceeding fourteen feet & six inches above the level of their bridge over the tomb-stones on the following conditions - namely. - First That the said Corpora-

Boston & Lowell Rail Road.

Tremont Street.

[illegible] [illegible] to the acceptance of the Mayor and Aldermen, to indemnify the City of Boston against all claims for damages to private property, which may be occasioned by such alteration of the said Street. Second. That the said alteration shall be made in a substantial and permanent manner, and to the satisfaction of the Mayor & Aldermen, for the time being, said Tremont Street and also Castle Street and all other existing Streets and public passageways, which in the opinion of the said Mayor & Aldermen shall require grading: the said grading to be such, that the slope of said Streets shall not in any place exceed the rate of four feet in one hundred feet. Third. That the said Corporation shall put up and maintain, to the satisfaction of the Mayor and Aldermen for the time being, sufficient railings on each side of said Streets to render them safe for travellers, and also sufficient passages and drains for the water from every part of said Streets, and from all drains which may be or shall hereafter be permitted by the Mayor and Aldermen. Fourth. That the said Corporation shall build and maintain a safe and substantial bridge, where said Street shall cross said Rail Road, together with such railings or guards on each side of the same as shall be safe and sufficient for the security of travellers, as well as to prevent the frightning of horses, by the use of locomotive engines on said Rail Road, or by any other use thereof, such bridges [illegible] made to or shall admit alterations from time to time, as the public safety or convenience shall, in the opinion of the Mayor & Aldermen for the time being, require, at the expense of said Corporation. Fifth. That the said Street,

said & aforesaid shall be supported with wood and sufficient stone walls, in all those parts thereof where the Mayor and Aldermen shall require the same, and in all other parts with sufficient and permanent embankments, to the satisfaction of the Mayor and Aldermen.— Sixth; That the said work upon the said Street shall be completed with all practicable despatch, after the same shall be commenced.— And that while the work aforesaid is proceeding, the said Corporation shall leave sufficient room in the said Street to accommodate the public travel or make such other provision therefor as the said Mayor and Aldermen shall from time to time approve. Read and accepted.

Thomas Curtis Mason and others given notice to this Board of his intention to erect buildings on Tremont Street, in the said City; and, in the opinion of the Board, the safety and convenience of the inhabitants require that the said Street should be widened at the place described in the said notice, it is therefore hereby Ordered, That due notice be given to the said Mason that this Board intend to widen the Street before mentioned, by taking a part of the land now about to be built upon as aforesaid, and laying out the same as a public Street— and that Monday, the twenty fifth day of November inst. at 4 o'Clock P. M. be assigned as the time for hearing any objections which may be made thereto.

The committee to whom was referred the petition of E. T. Brooks, &c. respecting the line of Essex Street, ask leave to Report, that they have examined the

1432. records and heard the parties and from the evidence which they have been able to obtain, are of opinion, that the petitioners have encroached upon the line of Eutaw Street, and that the true line of the same is as it is laid down in the plan of Mr. Dobbin's dated June 4. 1832. The Committee also report that the petitioners should not be permitted to build as they have now laid their walls, but should be required to remove the same to the true line of the Street, and that due notice be given to them to that effect. Per the Committee Jno Wetmore. Read and accepted.

Dickenson. The committee on the petition of Prescott Dickenson, and others, for an abatement of a tax upon the Tabernacle so called, a house of public worship in Howard Street, report, that the Mayor be authorized to cause said tax to be abated if within ten days he shall receive sufficient security that the building mentioned in said petition, shall not be used for any other purpose than that of religious worship, until the first day of May next. Jno. Wetmore, for Committee. Read and accepted.

Treasurer. The committee to whom was referred the communication of the City & County Treasurer, suggesting the necessity of a further allowance for Clerk hire, beg leave to report, that the appropriation for Clerk hire in the Treasurer department for the present year, is twenty five hundred dollars, which is less by two hundred dollars than the appropriation for the same object for the year previous; and that in the year eighteen hundred & forty three a sum of four hundred & twenty five dollars was allowed in

his department, in addition to the appropriation, for extra Clerk hire. The Committee are of opinion that the business of the office has not diminished, but, on the contrary, has been constantly increasing during the current year, and that, during several months, when taxes are collecting & elections are held, the duties imposed by law upon the Treasurer cannot be properly discharged without the employment of an additional number of temporary clerks. They therefore offer the following order. Henry B. Rogers, for the committee. Ordered, That the sum of Three hundred & eighty dollars be allowed to the City & County Treasurer in addition to the appropriation already made for clerk hire in his department, and that the same be charged to the appropriation for Incidental Expenses & Miscellaneous claims. Read, accepted and the order passed. Sent down for concurrence. Came up concurred. 1333

The Committee on Streets, to whom was referred the notice of intention to build of Henry M. Reed, on Harrison Avenue, reported, that no action of the board is necessary in relation to the line of the street. Read and accepted. The Committee on Paving, on said notice, reported, that the petitioner has obtained the [illegible] and no action of the board is necessary. Read and accepted. Reed. Harrison Ave.

The committee on the petition of Eli Saltonstall for an abatement of taxes, reported that the petitioner not having returned a list of his estate according to law and not assigning a sufficient Saltonstall.

Hill. ... petition ... is not entitled ... abatement of taxes and that he have leave to withdraw. Thomas Wilmore, for Committee. Read and accepted.

Strong. The Mayor, to whom was referred the petition of Geo. C. Strong for abatement of taxes asks leave ... Report that the claim of the petitioner has been adjusted by the assessors, & he asks to be discharged from the further consideration thereof. M. Brimmer, Mayor. Read and accepted.

Curtis. The committee to whom was referred the petition of Thomas Curtis and others to have Billerica Road accepted and paved, reported, that the Road ought to be accepted whenever the same is graded and in shape fit for paving, to the acceptance of the Committee on Paving. Read and accepted.

Welch. The committee to whom was referred the petition of John Welch, and others to have Norton Road accepted reported, that said Road ought to be accepted whenever the same is made fit for paving, to the acceptance of the Committee on Paving, and that the subject be referred to said Committee. Read and accepted.

Young. The committee to whom was referred the petition of Edward Young & to said the damage he has sustained in consequence of cutting off Hose No. 11 in Winslow Street, for the purpose of widening said Street, reported, that the petitioner has no claim on the City, and that he have leave to withdraw his petition. Read and accepted.

Adjourned to Monday next, four o'clock P. M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall on Monday the twenty fifth day of November A. D. 1844.

Present.

The Mayor, and the whole board of Aldermen.

Petition of Daniel Wild, and others to have Eatham street filled up. Referred to the Committee on Public Grounds & sent down for concurrence. Came up concurred. — Wild & others — Eatham street

The City Clerk made a report of the moneys received by him in his said capacity and paid into the City Treasury the last quarter ending the 31st. ultimo. Read and sent down. — Quarterly report.

Ordered, that there be printed for distribution, seven thousand copies of the Report of the Commissioners appointed under the order of the City Council, April 26. 1844. &c. passed in Common Council. Came up for concurrence. Read and concurred with the following amendment at the end of the insert. "Also two hundred Copies of the report of Commissioners, appointed under an order of the City Council, March 16. 1837, to examine the sources from which a supply of pure water can be obtained, and the best means of introducing and distributing the same to the Inhabitants of the City." Sent down for concurrence. Came up concurred. — Water.

The joint Standing Committee on the Treasury Department "beg leave to report, that they have attended to the duties imposed upon them by the order of the City Council, passed on the twenty fourth day — Treasury Department.

436 of June last. The system adopted by the City and County Treasurer in keeping the books & accounts in his office, and in securing by checks & restrictions a due degree of accountability in all persons, in relation to the receipt & payment of money & the care & custody of papers & property belonging to the department, continues to be the same with that which has heretofore obtained. And so far as your Committee are enabled to judge from a general supervision of the office during the short period which has elapsed since their appointment, this system is as good as any which they could propose. The Committee having divided the year into quarters ending on the first days of August, November, February & May, have examined the books & accounts of the City & County Treasurer from the tenth day of June last, the time of his entering upon the duties of his office, to the first day of November last. They report that the accounts are properly stated and correctly cast, and the several items in the same are accompanied by appropriate vouchers. They have also compared the Bonds & Notes on hand with the Schedule of Bonds & Notes charged by the late Treasurer, as on hand, on the tenth day of June last, and also, the Bonds & Notes received since that time to the first of November last with the books of the Superintendent of Public Lands, and find the same to be duly accounted for. The only item of receipts which cannot be proven in the usual way, is the taxes which stand in the account at $253.170.61 but, as the Treasurer is debited by the Auditor with the whole amount of taxes assessed, - the close of the financial year will necessarily disclose the sum remaining to be accounted for by the Treasurer. From the tenth day

of June last to the first day of November there has been received by the City & County Treasurer Six hundred & eighty thousand, eight hundred & seventy four dollars & ten cents & during the same period, there has been paid by him Six hundred and eighty four thousand eight hundred & seventy dollars & ten cts. leaving a balance against the City of Boston at that time of three thousand nine hundred & ninety five dollars & ninety four cents, which was occasioned by the necessity of paying a portion of the temporary loans, which became due a few days previous to the receipt of the yearly taxes. For the Committee Henry B. Rogers Chairman. Read and accepted. Sent down for concurrence. Came up concurred.

Ordered, That there be paid to Joseph Lovering, two hundred & forty nine dollars & fifty cents, in full for one hundred & twenty four & 1/2 feet of land, taken to widen Tremont Street, by an order passed the twenty fifth day of March last, on his giving a sufficient deed and release of all damages; and that the same be charged to the appropriation for laying out and widening Streets. Lovering. Tremont St.

Petition of Charles Moore for a license to exhibit living animals, at a building on Haverhill Street. Referred to the Committee on Licenses. Moore

Petition of Moses Kimball, to have the license of the Boston Museum renewed. Referred to the Committee on Licenses Kimball. Mus.

Petition of Thomas E. Foster to be relieved from the payment of an assessment for a sewer. Foster. Sew.

1138. =mon Sewer in Anne Street. Referred to the Committee on Sewers and Drains.

Boston & Worcester Rail Road Vermont Street.

The Boston and Worcester Rail Road Corporation filed a vote to raise Vermont Street in the manner prescribed in a vote of the Board of Aldermen, to be crossing on a bridge about fourteen and a half feet high and they file a bond in conformity to the same. Referred to the Committee on Streets.

Jackson. Herne Street.

Petition of Ward Jackson, & others, to have a portion of Herne Street, from Swan to Third Streets accepted. Referred to the Committee on Streets.

A. Street.

The Superintendent of Sewers and Drains reported the cost of constructing a common Sewer in A. Street, and the assessment for the payment of the same. Re= =ferred to the Committee on Sewers and Drains.

Brown & Thomas.

Ordered, That there be paid to Wm. F. Brown, in right of his wife Rebecca D. Brown, and to Samuel P. Thomas twenty-four hundred forty seven dollars and fifty cents, in full for the undivided moiety of a parcel of land taken to widen Washington Street by an order of this Board passed the twenty second day of April last, and also in full for all damages sustained by said Brown as tenant of land of a building on the said land, and by the other tenants of the same building; on their giving a sufficient deed Release of all the said damages & any other occasioned by the said widening, and that the same be charged to the appropriation for laying out and widening Streets.

Ordered, That warrants be issued for meetings of the Inhabitants of the City in their several wards, on Monday the ninth day of December next, at 10 o'Clock A.M. then and there to give in their ballots for Warden, Clerk, five Inspectors of elections; two members of the School Committee, one Overseer of the Poor, two members of the Common Council, one for Mayor and one Alderman. All to be voted for on one ballot. The polls to be kept open until four o'Clock, P.M. Warrants for meetings.

Ordered, That notice be given to all legal voters by an advertisement in the newspapers that the Mayor & Aldermen will be in Session, at their room daily, every day, until the seventh day of December next inclusive, for the purpose of receiving evidence of the qualifications of persons having a right to vote at the next election, and of correcting the lists of voters, in each ward. Voters.

It having been represented to the board, that George Horton, of Boston, Sailmaker, doth by excessive drinking and idleness so waste and lessen his estate as thereby to subject himself and his family to want and suffering circumstances. Also the examination of two witnesses under oath this board do find upon, that the allegations aforesaid are true, whereupon it was ordered, that a complaint be made to the Judge of Probate in order that a Guardian may be appointed to the said George according to law. Horton. Spendthrift.

The Committee on the Jail and House of Correction on the part of this board to meet Jail. Visitors.

440. was referred the Communication of the Fort Physician, report
[illegible] on examination they found serious defect in the con-
struction of the Chimney in the Fort in Sewall Head They
have directed alterations to be made, which they believe will
obviate the inconvenience and danger. Read and accepted.

City Treasurer. Ordered, That the City Treasurer,
be and he is hereby directed to pay each and every person nam-
ed in the Roll made up in his office the sum set against
each name, who did military duty and was duly returned
as entitled to the bounty allowed by law, amounting in the
whole to $4326.

Jury Box. The several members of the
board made returns, of the persons selected by them to serve
on the juries, at the several Courts, amounting in the whole
to fifteen hundred and fifty five, and they were accepted,
and it was ordered that the names be copied and placed
in the Jury box according to law.

Lawrence Fund. The Committee on Public
Instruction to whom was referred the Communication of
the Hon. Abbott Lawrence dated October 21. 1844 ask leave
to report that by said Communication the Hon. Abbott
Lawrence has given to the City of Boston in trust the sum
of two thousand dollars the interest thereof to be paid annu-
ally to the Sub Com[e] of the English High School so called
& their successors forever, to be by them expended in prizes
to be awarded for the best performances in the various bran-
ches of Literature & Science taught in the several classes of
said Institution, for industry & diligent application & good

conduct, moral rectitude & gentlemanly deportment. These prizes will
be awarded & distributed as to operate in all the classes
in the school in the manner as in the highest. You Committee
have carefully examined the object of the grant & the
results likely to be produced. They are of opinion that the
result to be anticipated, if the trust be faithfully administered,
can hardly fail to be most beneficial. For it is to be observed
that the prizes are not to be confined to abstract & comparative
excellence of the most talented & advanced scholars, but to be
awarded at the discretion of the Com^ee for "industry & diligent
application" for "good conduct" "moral rectitude & "gentlemanly
deportment", not only in the higher but in all the classes of the
school." The donation must be regarded as munificent, &
induced by an enlightened liberality, and the results expected
to be produced most advantageous and the trust should be
accepted & administered in the liberal spirit intended by the
donor. Your Committee report the following orders for the action
of the City Council. For the committee N. Brimmer, Ch^n Ordered.
That the donation made by Abbott Lawrence to the City of Bos-
-ton in trust, of the sum of two thousand dollars, the interest of
which, as nearly as may be, shall be expended annually
forever, under the direction of the Sub Committee of the School
Committee on the English High School, & their successors, in
prizes for the best performances in the various branches of
literature & science taught in that Institution - and in such
other rewards for excellence & industry as may be thought
best calculated to promote the object & true interests of educa-
-tion & to keep alive a spirit of generous emulation & literary
ardor through the several departments of said School - &

142. ...ber received by the City Council in conformity to the terms of the donation. Ordered, That the said amount of two thousand dollars be deposited in the City Treasury, & the Treasurer be & he is hereby authorized & pray an interest on said sum at the rate of five per cent per annum forever, and that said interest be paid annually on the first day of August to the Chairman for the time being of the Sub Committee of the English High School, to be expended in exact conformity to the terms of the grant. Ordered, That the fund so created shall be called the "Laurence Fund" and shall be so entered upon the Books of the Treasury. Ordered, That the thanks of the City Council be presented to the Hon. Abbott Lawrence for his munificent donation to the City & the cause of education. Passed in Common Council. Came up for concurrence. Read and concurred.

Rainsford Island

The Committee on External Health submit the following Report: By an order which passed this board on the eighth day of July last it was provided that the Treasury Department of the United States be allowed to land Coal upon the wharf at Rainsford Island, and to store the same, in such quantities as may be required for the use of the "Iron Revenue Steamer," subject to certain conditions therein expressed. By a provision of the order aforesaid, the Committee on External Health have entered into an arrangement by which the Treasury Department is permitted to land & store coal upon the Island; for which privilege the Department agrees to pay to the City of Boston the sum of three hundred dollars per annum. The terms offered by the Committee were accepted by the Secretary of the Treasury on the thirtieth

of August last. All the papers relating to the above subject 1813.
are herewith submitted. Graham I Snow for Committee. Read
and accepted.

The Committee on Bridges, South
on the subject of the removal of the railing by some person South Bridge.
on the southerly side of the South Free Bridge report that they have
received information that the railing placed upon the south
side of the South Bridge, have been removed by some person
claiming the right to do so as an abuttor, Now it is the opin-
ion of your Committee, that, if any person being an abuttor,
can take away either the outside or inside railing at
pleasure for the purpose of building, he can certainly re-
move the building so placed when it shall suit his conve-
nience, leaving the public travel wholly exposed to the chan-
nel, thereby defeating the precaution in the charter that there
should be kept two railings on each side said Bridge for
public security. They are also of the opinion that in case of
accident, the City would be liable under the 21st Section of
25 Chapter Revised Statute to the fine of $100. For such ne-
glect they therefore recommend the passage of the following or-
der. That the Committee on Streets, ordered, that notice be
given to the person or persons who have recently removed the rail-
ing from the South side of the Boston South Free bridge that
they replace the same within ten days, & in case of their ne-
glect or refusal so to do, that the City Marshal cause the
same to be done at the expense of such persons. And that any
person removing the same hereafter be duly prosecuted therefor.
Read, accepted and the order passed.

1844.

The joint Special committee to

Wharf. whom was referred the petition of C. L. C. H. Williams, and others

Road. praying for the repeal of the third section of "An ordinance entitled an ordinance relating to obstructions in the Streets" passed May 30th 1844. and to whom was also referred "An ordinance in addition to an ordinance relating to obstructions in the Streets, passed in the board of Aldermen, Sept. 30th 1844. and passed on the day aforesaid in that branch of the City Government, having considered the same, ask leave to report: The Committee find that the subjects referred to them are fraught with difficulty, and, as a large amount of property may be affected by the final disposition of this question, and especially as the term of office of the present City Government is drawing to a close and would scarcely afford opportunity for such an examination of the matter as its importance seems to demand, they recommend that the whole subject be referred to the next City Council. Per order of the Committee. Abraham T. Lowe Chairman. Accepted in Common Council. Came up for concurrence. Read and nonconcurred, and thereupon ordered, that the petitioners have leave to withdraw their petition. Sent down for concurrence. Came up concurred.

School Fund. The Committee on Public Instruction to whom was referred the Communication of the Mayor of 16th. in relation to the proportion of the School Fund due to the City of Boston ask leave to report, That in the year 1837, the School Committee entertaining some scruples in relation to taking the oath required by the 67th. Sec. 23 Chap. of the Revised Statutes, passed the following order: Ordered that the Chairman

& he is hereby authorized & instructed to make a return of the Schools to the Secretary of the Commonwealth in behalf of the School Committee as required by Law." In conformity of this Order the Return was made in usual form & signed in behalf of the School Committee by Sam[l] F. Eliot, Mayor. Which return was received by the Secretary of the Commonwealth as the return of the Committee of the City of Boston, and the claim of the City allowed & paid: And ever since the year 1839 the returns have been so made & signed by the Mayor for the time being under an order of the School Committee annually passed, & the claim of the City has been allowed up to the present year. This year without due notice having been given, the claim of the City has been disallowed, in consequence of the return not having been made in exact conformity with the provisions of the Statute, the Mayor in conformity to the practice established since the year 1839. Your Committee therefore recommend that the Mayor be authorized & instructed to apply to the Legislature at its approaching Session for the payment of the proportion of the School Fund usually allowed to the City of Boston. For the Committee. N. Brimmer, Chairman. Ordered, that the Mayor be and he is hereby authorized and requested to apply to the Legislature, at their next Session for the payment of the portion of the School Fund due to the City of Boston, for the year 1844. Read & accepted and the order passed. Sent down for concurrence. Came up concurred.

June. The Mayor to whom was referred the petition of Jane Bradstreet &c. in behalf &c. asks leave to Report: That Jane Bradstreet &c. went into

446. Chancery time time since & they now ask their creditors to accept fifty two cents in the dollar & give them a discharge for the residue of said tax of 1843 for the year 1842. Your Committee recommend that they be discharged on paying the per centage paid to their other creditors & offers the following order. N. Brimmer Mayor. Ordered that the Treasurer be authorized to receive of Diane Bradstreet Adm a dividend of five cents in payment of the tax for the year 1842, amounting to ninety three dollars & that the balance be, & is hereby abated. Read, accepted and the order passed.

Morse

The Committee on the Common, Copps Hill &c. to whom was referred the petition of Sol. P. Morse for an increase of compensation, Report. That the Com. the last Year appointed Sol. P. Morse at his own solicitation keeper of the Copps Hill Burial Ground & agreed to allow him one dollar p day for certain services agreed to be rendered, & in order to give him authority he was appointed a police officer for special purposes viz for the protection of the cemetery & it is not known that said Morse did any other police duty. Your Committee believe that the one dollar pr day agreed to be paid is as much as the petitioners services are worth & recommend that he have leave to withdraw. For the Committee, N. Brimmer, Chairman. Read & accepted.

Emery - Milk Wash.

The Committee on Paving, to whom was referred the petition of E. H. Emery, for leave to construct arches under the sidewalk in Milk Street, report, that they have granted the prayer of the petition, subject to the

dicio adopted by a vote of the Board, relative to coal holes under the side walks. Sierra Crane, for the Committee. Read and accepted.

The Committee to whom was referred the petition of High Heilman, to construct coal hole under the side walk in Charles Street, Ward No 1 Beg leave to report that no coal hole in Charles St. location will affect the line of Charles Street & necessary; and they recommend that the petitioners have leave to construct a coal hole as prayed for, subject to the rules heretofore adopted by this board relative to coal holes, under the sidewalk. Sierra Crane, for the Committee. Read and accepted. High & Heilman Coal hole in Charles St.

The Committee on Paving, to whom was referred the petition of Nathan Spencer, Asst to be discharged from his contract to furnish Paving Stone, ask leave to report. That they have duly considered the subject referred to them, and for reasons set forth in the petition & other matters within the knowledge of said Committee, they recommend that the Contract between the City and the petitioner relative to Paving Stone be annulled, and the petitioner be paid the balance due him for the number of lots of Paving Stone delivered to him. Sierra Crane, for the Committee. Read and accepted. Nathan Spencer

Adjourned to Monday next, four o'clock P. M.

At a Special meeting of the Board of Aldermen of the City of Boston, held at City Hall on Wednesday the Twenty Seventh day of November A. D. 1844.

Present.

The Mayor, and the whole board of Aldermen.

Water.

The Joint Special Committee to whom was referred the subject of introducing a supply of pure soft water into the City, and who were empowered to appoint three Commissioners to report on the introduction of the water from Long Pond ask leave to report, that in conformity with their instructions they appointed Patrick T. Jackson, Nathan Hale, & James F. Baldwin Commissioners under the order of August 26th 1844. to report the best mode & the expence of obtaining the water of Long Pond into the City, and said Commissioners after a thorough examination of the subject have made the accompanying report which is submitted to the City Council. Your Committee have not had the time in the Commissioners before them sufficiently long to digest an elaborate report, but believing that it is important that the subject should be submitted for the early action of the City Council ask leave to report in part & to offer the following resolves, for the Committee, M. Brimmer, Chairman.

Resolved That it is expedient for the City to begin & complete the necessary work for the introduction of a supply of pure soft water. Resolved, That it is expedient to draw the supply from Long Pond, in the manner recommended by the Commissioners appointed under the order of August 26 1844. Resolved, That

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it is expedient to begin the work as soon as the necessary pow- 1845.
-er can be obtained from the Legislature. Resolved. that it
is expedient that the following question be submitted to the le-
-gal voters on the second Monday of December next. The
citizens to vote in their respective Wards Yea or Nay. "Are
you in favor of procuring a supply of water for the City, to
be brought and distributed at the expense of the City, from
Long Pond in Framingham, for the use of the inhabitants
on their paying therefor a reasonable compensation to be
fixed & established by a Board of Water Commissioners. Ac-
-cepted in Common Council with sundry amendments as follows. viz:
First Resolve read twice & passed. Second Resolve read twice & passed
with this amendment: Strike out all the words between A. & B. & in-
-stead thereof insert these words: "That it is expedient that the follow-
-ing question be submitted to the legal voters on the second
Monday of December next; the Citizens to vote in their respective
wards, Yea or Nay. viz. "Are you in favor of procuring a supply
of water for the City, to be brought & distributed at the expense of
the City from Long Pond or such other sources as may hereafter
be decided to be best upon such terms & under such regulations
as the City Council may direct." The consideration of the third &
fourth Resolves, indefinitely postponed. Came up for concurrence.
The first resolve this board concurs with the Common Council, and
all the rest indefinitely postponed. Sent down for concurrence.

Ordered, That the legal voters of [illegible]
the City of Boston, be notified to assemble in their respective wards, &c.
on Monday the ninth day of December next at [illegible] o'clock A. M. and
then & there to give in their ballots, on the following question. First

Resolution... We now in favor of procuring a supply of water for the inhabitants of the City of Boston to be brought at the expense of the said town from Lake Pond in Natick and Framingham or from any other source which may hereafter be decided by the City Council to be best in the condition that those of the inhabitants who may elect to take and use the same shall be caused to pay for the water such assessments as shall hereafter be fixed and established by a Board of Water Commissioners that shall be created?

Second Proposition. Do you hereby vote to advise the City Council to apply to the Legislature, in behalf of the City, for the grant of a suitable charter to carry into effect the object recited in the first proposition? and do you hereby vote to instruct the Senators and Representatives and of the City of Boston, to exert their influence at the ensuing session of the Legislature to obtain a just and liberal charter for the object as above set forth?

The poll to be kept open until four o'Clock P. M.

Adjourned to Monday next, four o'Clock. P. M.

At a meeting of the board of Aldermen of the City of Boston held at City Hall on Monday the Second day of December, A. D. 1844.

Present

The Mayor, and the whole board of Aldermen.

The Joint Special Committee to whom was referred the petition of the Trustees of the Charitable Association of the Fire Department in aid of the funds of the Association ask leave to report that the petition of the Trustees was committed to them at the commencement of the present year, but it was deemed by the Committee inexpedient at that time to act on the subject, but rather to wait the result of an appeal to the charitably disposed which was about to be made. This appeal has been made & the amount received from Insurance offices, private subscriptions &c. is $1812.50

from Members annually 346.

Annual Income from Fire Co. Compliment 300.

$2658.50

Expenditure to Nov. 27th 1844: $962.

It appears therefore from the return of the Treasurer, that the means of the Association are adequate to their present wants. Under these circumstances your Committee do not deem it expedient at the present time to recommend to the City Council to make a grant to the Association & they ask to be discharged from the further consideration of the subject. All which is respectfully submitted. M. Brimmer, Chairman. Read and accepted. Sent down for concurrence. Came up concurred.

Fire Department Charitable Association.

Petition of a committee in behalf of the Directors of the Penitent Female Refuge Society to have the time further extended in which they are bound to build on a certain lot of land conveyed to them by the City. Referred to the Committee on Public Lands, to consider & report. Sent down for concurrence. Came up concurred.

Penitent Female Refuge Society.

Gun house

The Committee on Public Buildings to whom was referred the petition of the Alderm. & Common Council in relation to their Gun House ask leave to Report. That on examination the Gun house is found to be small & inconvenient and of recent & unsafe for the keeping of the State Arms & much So that the Adjutant General has consented to receive the guns of the Company in the State Arsenal for the winter. In the year when the town granted to the State the use of the land on which the Arsenal now stands, it reserved to itself the right to erect a gun house on some part of it, which right still remains to the City. Your Committee would recommend that the present gun house be removed from the inconvenient position which it now occupies on to some portion of the land now used by the State & either repaired and enlarged, or a brick edifice erected for the use of the Company. But as the Municipal year is now drawing to a close, and as no appropriation has been made for the purpose your Committee recommend that the subject be referred to the next City Council. Sir Chas. H. Brimmer. Mayor. Read and accepted. Sent down for concurrence. Came up concurred.

State Arsenal

Order of the Common Council appointing Messrs Cranmond, Harris & Fox, with such as the Board of Aldermen might join, a committee to consider and report upon the expediency of repealing the 19th Section of the Ordinance of the City passed August 22d. 1833. being an ordinance to prevent unlawful and injurious practices in the Streets. And also of prohibiting by ordinance any person from obstructing the Streets, Lanes, alleys, courts and public places within

the City, with Snow and Ice. Came up for concurrence. Read and concurred and Aldermen Welmore and Rogers were joined. 453.

Petition of Mears and Smith for an allowance & damage occasioned to them in consequence of the alteration made by the City in the Old State House. Referred to the Committee on Public Buildings to consider and report. Sent down for concurrence. Came up concurred. Mears & Smith.

The Committee on Finance to whom was referred the petition of the Washington Lt. Infantry for the allowance of the tax on their Armoury ask leave to Report That owing to a mistake in the application for rent in the year 1843 the tax was not included, & your Comtee recommend that the amount be allowed & paid the Captain of said Compy & report the following order. for the Com^ee A. Brimmer. Chr. Ordered. That there be paid to Granville Mears Captain of the Washington Lt. Infantry Company fifteen dollars for the taxes on their Armoury, & that the same be charged to "Incidental expenses". Read, accepted, and the order passed. Sent down for concurrence. Came up concurred. Washington Lt. Infantry.

The Committee on Streets, to whom was referred the petition of Grace Ca Fay, and others to have Kingston Street, near Beach Street, widened, reported that the subject be referred to the next Grand. Read & accepted. Fay & others.

Assessment and valuation of common Sewer in A. Street reported by the committee to be correct. Read & accepted, and ordered, that the same be collected according to law. A. Street.

Canton Street. Assessment and valuation of common sewer in Canton Street, reported by the committee to be correct. Read and accepted and ordered, that the same be collected according to law.

Hancock Blackstone Street. The Committee on Streets, to whom was referred the petition of John Hancock, for compensation for land taken to lay out Blackstone Street, reported, that the petitioner has no claim on the City, and that he have leave to withdraw his petition. Read and accepted.

Somerby. The Mayor to whom was referred the petition of H. G. Somerby to have a tax abated, reported, that the petitioner have leave to withdraw his petition. Read & accepted.

Haverhill Street. The committee on Licenses to whom was referred the petition of Frank Moore for a license to exhibit living animals, at a building on Haverhill Street, reported, that a license be granted, on the payment of five dollars therefor. Read and accepted.

Kimball Museum. The Committee on Licenses, to whom was referred the petition of Moses Kimball, for a renewal of the license of the Boston Museum, reported, that license be granted, on condition that he pay therefore the sum of seventy five dollars. Read and accepted.

Auctioneer. Edwin L. Howe licensed as an Auctioneer, on giving bond as the law directs.

The Committee on Streets to whom was referred the petition of Hezekiah Packer and others praying that a portion of Hanover Street may be discontinued as a public street, and that said street might be accepted from Richmond to Salutation Street, and that said street might be accepted whenever the same is graded & made fit for paving, and that the same be laid out & referred to the Committee on paving. Thomas Wetmore, for Committee. Read, accepted and referred accordingly.

Hezekiah Packer and others

The Committee on laying out and widening Streets to whom was referred a bond offered by the Boston and Worcester Rail Road Corporation pursuant to certain resolutions of this Board, in relation to the raising of Tremont Street, passed the Eighteenth day of November last, have attended to the same & ask leave to report that in their opinion the said Bond ought to provide not only for indemnifying the City against all claims for damages, but also for ascertaining the amount of such damages with the least possible delay & expense, by the appointment of arbitrators to determine the question. They therefore are of opinion that a stipulation should be inserted in the said Bond to the following effect, viz. That in case any claim shall be made on the City or any person, for damages occasioned by the acts of the said Corporation in relation to the said raising of Tremont Street, the Mayor and Aldermen shall be authorized, at the request of such person, to submit the same to Arbitrators whose decision shall be final. The said Board of Arbitrators to consist of three or five; if it consists of three, one to be appointed by the Mayor & Aldermen, one by the party complaining & one by the said Corporation; and if it consists of five

Boston & Worcester Rail Road.

[illegible] ...ended by the Board of Aldermen for by the Clerk com-
municating notice to the said Corporation — That in case the
said Corporation shall neglect to appoint arbitrators on their
part for more than ten days after notice given by this Board
then the Board of Aldermen to appoint in their stead: And
the Committee are also of opinion that the said bond should
also provide for a performance of the several conditions men-
tioned in all the said resolutions, and also for a time when
the said work shall be begun. They therefore report that the
said bond is defective and ought not to be accepted. And that
the said Corporation have further time, until the sixteenth in-
stant, to execute a new bond. Thomas Hetmer for Com
mittee. Read and accepted.

Appleton Purchase Street. The Committee on Streets to whom was referred the notice of intention to build of William Appleton on Purchase Street, report an order of notice returnable the sixth instant. Thomas Hetmer for Committee. Whereas Wil-
liam Appleton of said Boston has given notice to this Board
of his intention to erect buildings on Purchase Street, in the said
City; and, in the opinion of the Board, the safety and
convenience of the inhabitants require that the said Street
should be widened at the place described in the said notice.
It is therefore hereby Ordered, That said notice be given to
the said Appleton that this Board intend to widen the Street
[illegible] by taking a part of the land now used to
be built upon as aforesaid, and laying out the same as
[illegible] and that Monday the sixth day of December
next at 4 o'Clock P.M. is assigned as the time for hearing any
objections which may be made thereto. Read, accepted & the order passed.

The Committee on Public Buildings & Grounds to whom was referred the petition of the President & Directors of the City Wharf for leave to repair, ask leave to Report: That they have caused certain temporary repairs to be made on the platforms of the City Wharf which were absolutely necessary. But your Committee beg leave to express the opinion that the platforms of the City Wharf are greatly decayed, [illegible] ever since the wharf was built; that it will be necessary the next season to renew them at considerable expense for which purpose an appropriation should be made by the next City Council to which this subject should be referred. Jn°. H. Brimmer. Chairman. Read and accepted. Sent down for concurrence. Came up concurred.

City Wharf.

George W. Spearnard nominated and appointed wood measurer, at the West Boston Bridge.

Spearnard.

Adjourned to Monday next, four o'Clock. P. M.

458.

At a Special meeting of the board of Aldermen of the City of Boston, held at City Hall, on Wednesday the Fourth day of December, A.D. 1844.

Present,

The Mayor; and the whole board of Aldermen, except Alderman Robinson.

A committee appointed at the meeting held last evening at Faneuil Hall consisting of Messrs. Edward Brooks, George Darnell, William H. Eustis, Charles Gleighton, James Clark and Charles A. Wells said committee were appointed to wait upon the Mayor and Aldermen and respectfully request them to issue a notice to the Citizens to be voted at the meeting on Monday next, in accordance with the resolutions adopted at the meeting of the Citizens on Tuesday the 26th day of November last. The resolutions were read, and are as follows. At an adjourned meeting of the Citizens of Boston held last evening at Faneuil Hall the Hon. Martin Brimmer in the chair, it was Voted, That a Committee be chosen to wait on the Board of Aldermen and respectfully request them to issue a notice to the Citizens in accordance with the resolutions adopted at a meeting of the Citizens on Tuesday the 26th inst and the following persons were appointed that Committee viz. Edward Brooks, George Darnell, William H. Eustis, Charles Gleighton, James Clark, and Charles A. Wells. In performance of their duty under that vote the Committee in behalf of the Citizens of Boston respectfully request your honorable board so far to comply with the wishes of their fellow Citizens as to revise the resolution submitted to them to be voted upon on Monday next as to make them conform to the resolution passed at Faneuil Hall

on the 26th ult. Your Committee beg leave respectfully to suggest
that the alterations in these resolutions by substituting the words
"from Long Pond in Natick and other places which may here-
after be decided by the City Council to be the best" in lieu of
the words "from Long Pond in the towns adjacent thereto,"
however well intended may prove disastrous to the great un-
dertaking which the Citizens of Boston have long had at heart.
That pure water must be brought into the City, and that Long
Pond if not the only, is by far the most efficient source of
supply, has become the fixed opinion of a vast majority of the
inhabitants. In the present state of feeling on this subject the
words inserted by your Hon. Board so far from tending to pro-
duce unanimity have had the effect to distract public opin-
ion, and any vote on the first proposition as it now stands
will as this committee think, be far from indicating the real
sentiments of the Citizens on the question at issue, and will
lead to renewed discussions and perhaps to excited feelings
upon a subject which had been considered to be settled, so
far as depended on the action of the City of Boston. The com-
mittee will only add that as the propositions were submit-
ted by your Hon. Board to the Citizens in consequence of the
votes passed at the meeting in Faneuil Hall it was thought
to be a matter of course that the wishes of that meeting should
be carried out, namely that the question should be plainly dis-
tinctly and intelligibly put to the inhabitants whether they were
or were not in favor of bringing water for the supply of the City
from Long Pond in the town of Framingham, or other places adja-
cent thereto. The Committee will only add that they are in read-
iness to appear in person before your Hon. Board should it be

460. your pleasure to give them a hearing. for the Committee. Edward Brooks. The said Committee were heard by their Chairman— The subject was referred to. Aldermen Wetmore, Crane and Rogers, to consider and report.

Adjourned to 11 o'Clock, tomorrow morning.

At a meeting of the board of Alder= men of the city of Boston, held at City Hall on Thursday the Fifth day of December, A.D. 1844.

Present,

The Mayor, and the whole board of Aldermen, except Alder= man Robinson.

Water. The Committee to whom was refer= red a communication signed by Edward Brooks in behalf of a committee of citizens of Boston, have attended to the same, and ask leave to report, that the communication con= tains a vote passed at an adjourned meeting of the citizens of Boston, held at Faneuil Hall on the 25th day of Novem= ber last, to the following effect, viz:- "That a committee be chosen to wait on the board of Aldermen and respectfully request them to issue a notice to the citizens in accordance

with the resolutions adopted at a meeting of the citizens on the 16th day the 26th instant." And the object of the vote is explained in the communication to be a revision of the propositions submitted by the board to be voted upon on Monday next so as to make them conform to the said resolutions. Your Committee would in the first place observe that the Board has not until the communication was presented received any official notice of the result of the general meetings at Faneuil Hall, nor does it even appear that any vote was ever passed at those meetings requesting any action of this Board relating to the propositions to be submitted to the citizens for their votes on Monday next, And if such were the wish of those meetings, it is to be regretted that it was not done, as this Board would then have felt it to be its duty either to comply with those wishes, or to assign the reasons which induced it to deny them. The subject of those resolutions has long received the anxious consideration of successive councils, and with good reason. There never has been & probably never will be any subject ever submitted for the action of the City Council comparable in importance to that of the introduction of pure water into the City at its own expense - either in reference to the vast benefits which are anticipated from the undertaking, or to the cost & expense in which the City will necessarily by involved by it. And the present Council have not been unmindful of their responsibility on the subject, they have again given great consideration to it and have had new plans and estimates of expense prepared. They have finally determined in favour of the measure, and have decided that it is expedient for the City to begin & complete the necessary work for the introduction [illegible] question however of taking Long Pond as the source of supply

462. was rejected in the Common Council & has never been before this Board for its decision. The question however is one which is not only paramount in its consequences, but also involves an alteration of the present City Charter, and they have therefore deemed that it ought to be submitted to the public mind that the subject of introducing water by the City, as a simple question, and without reference to the source whence it might be obtained, should be submitted to the people for their assent, before any further action was adopted. This Board accordingly, (it being made their duty by the City Charter,) passed an order on the 27th of November notifying the legal voters to give in their ballots on Monday next on the question of introducing water at the expense of the City," from Long Pond in Natick or Framingham or Fox, or other source which may hereafter be decided by the City Council to be the best." And in the remaining part of the order the Board followed generally the language and adopted the provisions of certain resolutions stated in the newspapers to have been passed at a meeting in Faneuil Hall, not indeed because they had any obligatory force on this Board, from having been passed at such meeting, but because their phraseology clearly expressed the propositions which in the opinion of this Board it was the duty & wish of the City Council to submit to the people, & because they appeared to be acceptable to some portion of our fellow citizens. And the Committee would here state that it is not a fact, as alleged in the communication, that the propositions were submitted by this Board to the Citizens "in consequence of" the votes passed at the meeting in Faneuil Hall - but, in consequence of the previous action of the City Council. The Petitioners now request that the notification for the next

ing may be altered & made to conform precisely to the resolutions 163.
adopted at Faneuil Hall by striking out from the clause before
recited the words "or from any other source which may hereafter
be decided by the City Council to be the best" and inserting in lieu
thereof the words "or from any of the sources adjacent thereto" for the pur-
pose of limiting the proposition to be submitted to the voters to the
single question whether the water shall be brought in from Long
Pond & the adjacent sources alone. And the Committee can see
no objection to this course as far as consists in having that dis-
tinct question submitted to the people, in the language which has
been used by the meeting which passed it. If however it is intended
to be exclusive of all other propositions, & that this Board shall
submit no other question on this subject to the decision of the
people except such as the meeting at Faneuil Hall has seen
fit to adopt then in the opinion of the Committee it would be an
unwarrantable interference with the powers & duties prescribed to
this board by the City Charter & ought at once to be opposed. And
the Committee would here beg leave to enter their protest as to the
doctrine frequently assumed of the right of powers possessed by
the general meetings of citizens. By the provision of the City
Charter, the administration of all the fiscal, prudential & muni-
cipal concerns of the City & all powers formerly vested in the
Town of Boston or in the Inhabitants thereof in their municipal
corporation are expressly vested in the City Council. And the
Council as such is in no degree subject to the control or direc-
tion of the Citizens assembled either in general or special meetings
Nor have those meetings power to do any act which shall be bind-
ing on the City either for the expenditure of money or for doing
any thing which may involve such expenditure without the

1864. City Council are the Servants of the Charter and the Laws, they are in no Shape the Servants of any assembly of Citizens.— And this want of power must continue as long as the present Charter last. It is however in the power of the people to apply at any time for such alteration as they desire— And they can chuse such Expound of their wishes for members of the Council as they from time to time may please— The Committee however do not find that the meeting at Faneuil Hall has any [illegible] desired that their petition should be made exclusive, they merely request that it may be relieved from all that has been added to it by this Board & be Submitted, in the Same terms in which they propounded it. We would recommend therefore that this should be done, notwithstanding the meeting have neglected to apply to this board within any Limited time, for that purpose, We think however we should not stop here. For if it is important to know how many of our fellow citizens are in favour of bringing in water from Sims Pond, it is equally important to know, how many are in favour of Spot Pond or any other Sources, or are in favour of leaving the Selection of the Same to the City Council. The petitioners State in their communication "that Long Pond, if not the only, is by far the most efficient Source of Supply, has become the fixed opinion of a great majority of the inhabitants" How far that is true this board have no means of knowing. The proceedings at the late general meetings, are by no means Sufficient evidence of the fact— Those meetings were called in pursuance of the wishes of the petitioners for them, for the limited purpose of considering the expediency of bringing in water from Long Pond alone, and it is by no means certain that if those in favour of

other sources of supply or those opposed to the introduction of water by the City at all, had held their meetings, that they would not have been as well attended and as enthusiastic, that their cause would not have been advocated by a great a variety and plausibility of argument and that all their proceedings would not have been characterized in an equal degree, by an attention to decorum and propriety, and a proper respect for themselves and others, as were displayed at the late meeting. The Committee therefore propose that in addition to the propositions adopted at Faneuil Hall the opinion of the people should be ascertained as to Sources other than Long Pond and its adjacent Sources; and also as to the propriety of bringing in water at all, at the expense of the City. They accordingly ask leave to report that the Order passed on the 27th of November be rescinded and that the two propositions adopted at the meeting of citizens at Faneuil Hall be proposed to the people to be voted on, on Monday next, and in addition thereto the two questions hereafter mentioned be also proposed, and that the ballot be aye or nay on each of the four propositions, by this means those who are in favour of Long Pond alone can vote for the first proposition and against the others; those opposed to Long Pond and in favour of some other Source can so declare their wishes. Those in favour of leaving the Source to the City Council can vote in favour of the third proposition, and those opposed to the whole question can vote against all. All which is respectfully submitted, Thomas Wetmore, for the Committee. Ordered, That the order passed on the 27th of November last, providing for taking the vote of the citizens on certain questions therein mentioned, be and the same

1866 is hereby repealed. Ordered, That the legal voters of the City of Boston be duly notified to give in their ballots on each of the following questions, aye or no, at their meeting in the several wards on Monday, the ninth instant:—First proposition.—Are you in favor of procuring a supply of Water for the Inhabitants of the City of Boston, to be brought at the expense of the City from Lake Pond in Natick and Framingham, or from one of the sources adjacent thereto, on the condition that those of the Inhabitants who may elect to take and use the same, shall be required to pay for the water such reasonable tax as shall hereafter be fixed and established by a Board of Water Commissioners that shall be created? Second proposition. Do you hereby vote to instruct the City Council to apply to the Legislature in behalf of the City, for the grant of a suitable charter to carry into effect the object expressed in the first proposition? And do you hereby vote to instruct the Senators and Representatives elect of the City of Boston, to exert their influence at the ensuing Session of the Legislature, to obtain a just and liberal charter for the object as above set forth? Third proposition.—Are you in favor of procuring a supply of Water for the Inhabitants of the City of Boston, to be brought, at the expense of the City from [illegible] Pond in Natick and Framingham, or from one of the sources adjacent thereto, which may hereafter be decided by the City Council to be the best, on condition that those of the Inhabitants who may elect to take and use the same, shall be required to pay for the water such reasonable tax as shall hereafter be fixed and established by a Board of Water Commissioners that shall be created? Fourth proposition.—Do you hereby vote to advise the City Council to apply to the Legislature in behalf of the City, for the grant of a suitable charter

to carry into effect the object expressed in the third proposition? 167.
and do you hereby vote to instruct the Senators and Representatives
elect of the City of Boston, to exert their influence at the ensuing
session of the Legislature, to obtain a just and liberal charter
for the object as above set forth? And may it [illegible]
-dered passed, and that warrants be issued accordingly; and
that the poll be kept open from 10 o'clock A.M. until 4 o'clock
P.M. And it was ordered that the report and order be publish-
-ed in the several newspapers, in which the ordinances and
orders of the City are published.

The bond of Edwin H. Howe Auctioneer
as Auctioneer approved and Saffyan Sargent licensed as
an Auctioneer and his bond approved.

Petition of Theodore Chase &c- Chas
-tering an allowance upon him for the common sewer in Sa- [illegible]
-con Street. Referred to the Committee on Sewers and Drains.

Adjourned to Monday next 4 o'clock P.M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall, on Monday the Sixteenth day of December A.D. 1844.

Present

The Mayor, and the whole board of Aldermen.

Appropriations.

Order of the Common Council re=ferring the communication of the Auditor of accounts respect=ing certain appropriations to the Committee on Finance, to con=sider and report. Came up for concurrence. Read & concurred.

Unfinished business.

Order of the Common Council ap=pointing Messrs. Shecwright, Sanborn and Topliff, with such as the board of Aldermen might join, a committee, to con=sider and report, what unfinished business remains to be acted upon by the present City Council. Came up for con=currence. Read and concurred, and Aldermen Wetmore and Snow were joined.

Lunatic Hospital

The Board of Visitors of the Luna=tic Hospital would respectfully represent to the Mayor and Aldermen, in their capacity of County Commissioners, that great inconvenience is experienced by the officers of the Lu=natic Hospital in consequence of the lower yard or wharf of the House of Correction not having been enclosed in ac=cordance with the provisions of the 3d Sec of the 143 Chap. of the Revised Statutes. That said wharf is used by the Convicts of the House of Correction and that there is no fence between said wharf and the wharf and Bathing house occupied by the inmates of the Lunatic Hospital. The

Board of Visitors Penitentiary requesting the Court to appoint Commissioners to define the line on the western boundary of the lands of the House of Correction and to erect a fence or authorize the Board of Visitors to erect a fence on a line with their present eastern boundary to the water. By order of the Board of Visitors M. Brimmer, Chairman. Referred to the Committee on the Jail, House of Correction &c. on the part of this board.

The Committee on Public Lands & Wharves to whom was referred the petition of Daniel Wild and others, praying that Feltham Street, east of Washington Street, may be filled up and levelled ask leave to report; that in their opinion the prayer of the petitioners ought to be granted. They accordingly submit the following order. Feltham Street, &c. Committee ordered on the Superintendent of Public Works cause Feltham Street east of Washington Street to be raised to a height indicated by the profile of said street in the possession of the City. Read, accepted, and the order passed. Sent down for concurrence. Came up concurred. Wild. Feltham Street.

Petition of John Hancock, that the City Solicitor may be instructed not to interpose the limitation act to his claim for compensation for land taken to lay out Hackleton Street. Referred to the Committee on Streets. Hancock.

Petition of Mary Hutchinson to have the assessment on a common Sewer in Eagle Street against her abated. Referred to the Committee on Sewers and Drains. Hutchinson.

A. Co.

Communication from the City
of [illegible] stating the result of the suit against the City
Marshal in case of Jon Woodhead and Jon Tiernan, in
taking the timber out of A. Lord's vessel in question: Re=
=ferred to the Committee on Streets.

Turnpike
Street.

The Superintendent of
Common Sewers reported an assessment for laying a Sew=
=er in Turnpike Street. Referred to the Committee on Sewers
and Drains.

Walton
Billerica Street.

Petition of Thomas Walton,
and others, to have lamps placed and lighted in Billerica St.
Referred to the Committee on Lamps.

Auctioneer

John Mc Intire licensed as an
Auctioneer and his bond approved.

Engine No. 11.

The Committee on the Fire
Department to whom was referred the petition of Engine Com=
=pany No. 11 for an increase of their members, reported, that
it is inexpedient to increase the same. Read and accepted.

Medman
Hudson Street.

The Committee on the Fire
Department to whom was referred the petition of Josiah Med=
=man, and others, to have a reservoir constructed in Hudson
[illegible] be constructed at the corner of
said Med and Beach Street. Read and accepted.

Fires.

The Committee on Fires
to whom was referred the petition of John Fires to be remun=
=erated for entering his private drain in South Street, by the City,

ordered, that the petitioner have leave to withdraw his petition. 1871.
Read and accepted.

The Committee on Paving Turner.
to whom was referred the petition of George E. Turner to have Turnpike West.
a lamp lighted near ... Turnpike ... and ... Fifth Streets, reported, that a lamp be placed and lighted accordingly.
Read and accepted.

The Committee on Lamps Lewis.
to whom was referred the petition of John Lewis to be paid for
a lamp post, reported, that the petitioner have leave to withdraw
his petition. Read and accepted.

The Committee on Lamps to Fuller
whom was referred the petition of William H. Fuller and others
to have a lamp lighted in K. Street, reported, that the petitioners
have leave to withdraw their petition. Read and accepted.

The Committee on Paving to
whom was referred the petition of George W. Collamore, to have Penn Street.
a part of Penn Street paved, reported that the Superintendent
of Streets be directed to repair the same as proposed. Read
and accepted.

The Committee on Paving Bell.
to whom was referred the petition of Edward Bell, and others,
to have Paving Stone laid from the bottom of the
junction of Endicott and Causeway Streets, reported that it is
inexpedient to grant the same at present. Read and accepted.

The Committee on Paving Dane
to whom was referred the petition of H. G. Dane, and others, Cambridge Road.

to have gravel removed from Cambridge street, reported, that the petitioners have leave to withdraw their petition. Read and accepted.

Pond

The Committee on Paving,

[illegible] to whom was referred the petition of Lewis G. Pond to have the elevation of Broadway given him where he is about building, reported, that the level has been given. Read and accepted.

Penitent

The Committee on Public

Female Refuge.

Land to whom was referred the petition of Nathan Durrell, & others, in behalf of the Directors of the Penitent Female Refuge of the City of Boston", ask leave to Report: By an order which passed the City Council on the thirteenth day of February 1843 a lot of land, not exceeding 10.000 feet, was granted, upon certain conditions, to the "Boston Female Penitent Refuge Society" and by a subsequent order, passed in February last, the time was extended to the thirteenth of February 1845 in which said Society might avail of the conditions of the original order. The petitioners, in the present case, ask that the time specified in the order last referred to, may be extended to the thirteenth of February 1846, inasmuch as they are now possessed of funds sufficient to erect a building to answer the purposes of the Society but will be unable to complete said building within the time specified in the order last passed. The Committee are of opinion that the prayer of the Petitioners should be granted. They accordingly offer the annexed order. Abraham H. Shaw, for Committee. Whereas the City Council passed an order on the thirteenth day of February 1843, granting, under certain conditions, a lot of land to the Penitent Female Ref=

ance" one of which condition was that a building should be erected thereon, within one year from the passage of said order, and whereas by a subsequent order passed on the nineteenth day of February 1844. the time was extended one year from that date, in which the conditions, expressed in the original order, might be availed of by the Grantee, the Association above named; and whereas said Society is now, for the first time, in possession of funds sufficient to enable it to erect a building for the purpose originally contemplated, it is hereby Ordered that the time be extended, one year from the nineteenth day of February next, within which the "Boston Penitent Female Refuge Society" may avail of the conditions of an order passed by the City Council on the thirteenth day of February one thousand eight hundred and forty three. Read accepted and the order passed. Sent down for concurrence. Came up concurred.

The Committee on Public Lands to whom was referred the petition of Richard Sullivan, in behalf of the Associated Fraternity of Churches & Reden, Church praying that the Mayor be authorized and requested to execute and deliver a deed to said Society, agreeably to the terms of an order, passed by the City Council, of a lot of land on which said Society has erected a house for Public worship, ask leave to Report: Since the petition above named, the Committee have received a communication from an officer of the Fraternity of Churches before named, intimating their wish to withdraw the petition & praying that the City Council, that the Society may be enabled to vary the form and purpose of their application: and the Committee there-

fore recommend that the petitioner have leave to withdraw his petition. Abraham T. Lowe for Committee. Read and accep-ted. Sent down for concurrence. Came up concurred.

Beach Street.

The Committee on Common Sewers ask leave to bring the following order. Thomas Gilmore Ord. It. That the South Cove Corporation be and they hereby are assessed the sum of One hundred and Sixty four dol-lars & 00/100 for the expense of laying a common Sewer in Beach Street they being benefitted thereby. And the same is ordered to be certified & notice given accordingly. Read, accepted and ordered to be collected according to law.

Fellon - Engine additional.

The Committee on the Fire Department to whom was referred the petition of Luther Fellon & others for a reservoir & an additional engine at South Boston ask leave to Report That they have constructed a reservoir, by order of this Board, at the junction of D. Street & Broadway. The Committee further report that it is inexpe-dient at this time to place another engine at South Bos-ton, there being two engines there, with effecient companies & apparatus. Per the Committee. H. Simmer. Chairman. Read and accepted.

Twist Beacon Street.

The committee to whom was referred the petition of Thomas Dwight, and others, to have a gas lamp placed in Beacon Street, to light the Granite Block in said Street, report, that the gas mains do not extend to that part of Beacon Street designated in the petition, there-fore inexpedient to grant the prayer of the petitioner

at this time. Sparra Crane, for the Committee. Read and ac- 475.
=cepted.

The Committee on Lamps Taylor
to whom was referred the petition of Edward S. Taylor Sixth square
and others to have a gas lamp placed at the corner of North Prince Street
Square and Prince Street, report, that it is not expedient to
place a gas lamp as prayed for, but that they have placed
a gas lamp in Garden Court Street and have arranged the elec-
-tric lights that the Street in that neighborhood will be lighted.
Sparra Crane for the Committee. Read and accepted.

The Committee on Paving, Pierce.
to whom was referred the petition of Saul Pierce for remu=
=neration for damage received by him in person and prop=
=erty, while riding through Washington Street on the 27th
of September last have heard the parties in relation to the
subject matter referred to them, and after a full considera=
=tion of all the circumstances attending the case, are of the
opinion that it cannot be adjusted without a suit at law,
and believing it will be best to take the case at once before a
legal tribunal, the Committee recommend that the subject
be referred to the City Solicitor, and that he be directed to take
care of and defend the Citys rights in the premises. Sparra
Crane for the Committee. Read and accepted.

The Mayor to whom was Egery.
referred the petition of William A. Egery, to have the tax for
1843. Said to him assessed upon his Building Wharf
have leave to withdraw his petition. Summer Read and accepted.

Boston Water Power Company.

The Mayor to whom was referred the petition of the Boston Water Power Company, for abatement of taxes, reports that said taxes have been paid and no further action is necessary. M. Brimmer. Mayor. Read and accepted.

The Mayor to whom was referred the petition of Calvin Bushell for abatement of taxes reports, that said taxes have been paid, and no further action is necessary. M. Brimmer, Mayor. Read and accepted.

Keys. Broad Street.

The Committee to whom was referred the petition of Michael Keys, to be paid for land taken to widen Broad Street, report that the claim is for a piece of land taken Oct. 29. 1838. to widen Broad Street, but the building has not been set back until the last Summer, and they now report an order to pay for the same. Thos. A. Wetmore for Committee. Ordered That there be paid to Michael Keys One Thousand dollars in full for a parcel of land taken to widen Broad Street by an order of this Board passed Oct. 29. 1838. on his giving a sufficient deed and release of all damages and that the same be charged to the appropriation for laying out and widening Streets. Read, accepted and the order passed.

Fuller.

The Committee on Paving to whom was referred the petition of Josiah Fuller, in behalf of three young men who received an injury while riding through Cambridge Street, report; That they appointed Nov. 29th at 10 o'Clock, A. M. to hear the parties interested in

the petition, and addressed a note to Mr Edith Fuller in 1877 informing him of that fact, but no person appeared in behalf of the petitioners. The Committee have obtained information on the subject of the petition, more than the petition contains in itself. The Committee respectfully request to be discharged from any further action on this subject. For the Committee, Harra Crane. Read and accepted.

The committee on the petition of J. W. Holman, and others, to have crossing Stones placed at the junction of Gardner and Merrimac Streets in Newburyport, that it is inexpedient to place crossing Stones as prayed for at present, inasmuch as the Board have widened Merrimac Street near the place designated, and it will become necessary to relay the same the coming season. Holman Causeway Newburyport Streets.

The committee also report, that they have caused the sidewalk to be laid as prayed for. Harra Crane for the Committee. Read and accepted.

Adjourned to Wednesday next, 12 o'Clock. M.

At a meeting of the Board of Aldermen of the City of Dublin held at City Hall on Wednesday the Eleventh day of December, A.D. 1844.

Present,

The Mayor and the whole Board of Aldermen except Alderman Exshaw.

Second Church.

Petition of the parishioners of the Second Church, to have Hanover Street widened at the corner of Richmond Street, referred to the Committee on Streets, who reported an order of notice as below.

Ayer.

Petition of J. Cullen Ayer, & others, to have Hanover and Richmond Streets widened, referred to the Committee on Streets who received an order of notice as below.

Ayer & others Hanover Streets.

The Committee on Streets report the following order. Thomas Helmore, for Committee. Whereas J. Cullen Ayer & others have given notice to this Board of an intention to repair & alter buildings on Richmond Street, in the said City; and, in the opinion of the Board, the safety and convenience of the inhabitants require that the said Street should be widened at the place described in the said notice, it is therefore hereby Ordered, That due notice be given to Charles M. Dodge, the person about making the said alteration that this Board intend to widen the Street before mentioned, by taking a part of the land now used & to be used upon as aforesaid, and laying out the same as a public Street, and that Monday, the twenty third day of December inst. at 4 o'Clock, P. M., is assigned as the time for hearing any objec-

tions which may be made thereto. Read, accepted and the order passed. 1879.

Ordered, That there be paid to Richard D. Harris four thousand six hundred and eighty five dollars 60/100 being the amount awarded by arbitrators appointed for the purpose of ascertaining the amount of additional damages which the said Harris will be affected in consequence of widening Union Street and adapting the plans formerly made to the same, the said sum being cut off by the order of this Board with the addition of the said estate. The said sum to be in full for the difference between the original plans and the plans adopted, with the claims for damages allowed, and taking down and removing materials which had been put up agreeably to the original plans, and digging trenches and cellar, caused by the change in plans. And the said sum to be paid to the said Harris or himself and all others having title to the said estate on his giving a sufficient receipt and discharge therefor. And that the same be charged to the appropriation for laying out and widening Streets. Harris Union Street.

Adjourned to four o'Clock this afternoon.

Afternoon. Met according to adjournment.

The Board proceeded to examine the returns of votes from the several wards given in on the 9th instant, for Mayor and eight Aldermen, and then found them recorded in the following manner: Mayor & Aldermen Votes.

They found the whole number for Mayor, to be 1081.

Necessary for a choice 541.

No person having had that number, there is no choice. The whole number for Aldermen was 1153.

Necessary for a choice 577.

William Parker, Ward 9. had 1054.

William Pope " 11. " 1053.

John Galloway " 1290.

And they are chosen Aldermen of the City of Boston, for the year ensuing. As the person having had a majority of votes, there are five vacancies in the board of Aldermen. The board also examined the returns of votes from the several wards on the subject of Liquor and found them as recorded in said book. Thereupon Ordered, that the result be published, and that the gentlemen above named be notified of their election.

Warrants for Ward meetings.

Ordered. That warrants be issued for the choice of Mayor and five Aldermen, on Monday the 23d. instant, at 10 o'Clock A.M. also to fill all vacancies which may exist in the several wards. To be voted for on one ballot. The poll to be kept open until 4 o'Clock P.M.

Adjourned to Monday next four o'Clock P.M.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall, on Monday the Eleventh day of December, A.D. 1854.

Present

His Honor the Mayor and Aldermen.

Petitions of C. H. Anderson and Jno Williams, for abatement of taxes. Referred to the Mayor. Anderson — Williams.

Petition of Freeman of Engine No. 5. from and after the first day of January next. Referred to the Committee on the Fire Department.

Andrew Carney's demand on the City, for land taken to widen Milk, Summer and Purchase Streets. Referred to the Committee on Streets. Carney — Milk, Summer & Purchase Streets.

Resolved, That the Safety and convenience of the Inhabitants of this City require that Purchase Street should be widened, and for that purpose it is necessary to take, and lay out as a public Street or way of the said City, a parcel of land belonging to William Appleton of said Boston bounded as follows, viz: Beginning at the Westerly corner of land belonging to the said Appleton, thence running South westerly five inches to a line drawn from the Northerly corner of a Brick house belonging now or lately to — Tileston at the westerly corner of a new house on land now or lately of the Heirs or assigns of Appleton; thence by the said line easterly nine inches; thence North westerly one foot; thence Purchase Street.

Southwesterly by the said Purchase Thence eighty nine feet and eleven inches to the place of beginning, containing fifty three and three quarter Square feet. And Whereas due notice has been given of the intention of this Board to take the said parcel of land for the purpose aforesaid, and upon [illegible] Edward Thence the parcel of land before described be, and the same [illegible] and that a public Road be laid out through the said City.

Blake. The Joint Special Committee to whom was referred the petition of James H. Blake and eight others to be indemnified for damages and cost of suit recovered against them by Edward E. Watkins, ask leave to report That the petition of said Blake and others has been in the hands of your Committee awaiting the result of a suit by Watkins vs Mack, the trial of which was expected to furnish important evidence on the claim of the petitioners. But the case has been settled without coming to trial. Upon a complaint made to Jas. H. Blake, City Marshal, he obtained a warrant from the Police Court in due form, and proceeded to search the house of Ed. E. Watkins, for imple- [illegible] on the evening of Jan. 18th, 1854 being accompanied by the following Police officers and watchmen, viz. - James Berry, D. C. Davis, Hampson Clark, Jacob Hooks, J. B. Fuller, Woodbury Fennell, Ebn.r Shute Jr. Sam.l Bowden & Nathan Underwood. That they went to the Bar Room of said Watkins, at the corner of Moore Place, and having forced the door proceeded to search said room & the house of said Watkins connected therewith. That in making this search

under the warrant, they were obliged to enter the rooms of several persons, some of them females, who had retired to rest, that after search of what was supposed to be a notorious gambling house, no implements of gaming were discovered. For the performance of this lawful act as they supposed, an action was brought against them by Watkins and they were amerced to the amount of £144.84. which they ask may be refunded to them. This is the brief and simple Statement of the circumstances as they actually occurred, omitting unimportant particulars. Your Committee would draw your attention to some facts which have an important bearing in favour of the petitioners, & the first is that all the persons implicated in the transaction, except one, Hook, were included in the indictment, and of course could not be witnesses in the case and they were without any witness on the trial except Hook, of course all the evidence was in favour of the plaintiff. This in the opinion of your Committee has an important bearing on the case & should be construed favourably for the petitioners. The presiding Judge charged the Jury that the would authorize the petitioners to enter and search the house, but that it would not justify them in breaking the outer door until a demand had been made for admittance, now it must be very evident that if on searching a gambling house a demand should first be made for admission, the search would in all probability prove unavailing. Several changes were made against the defendants, your petitioners conduct while in the house, which your petitioners most solemnly deny, but which for want of evidence on the trial they were unable to rebut. After a long & thorough examination of the case your Committee are of opinion that the petitioners

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that in the discharge of what they supposed was their duty a technical breach was committed and that being about entering they had no opportunity to prove that it was not what it appeared, circumstances, and Committee are satisfied that if evidence could have been admitted for the defendants, that it would have been shown to be a case which demanded only nominal damages. The Committee are of opinion that the petitioners acted in what they believed to be a faithful discharge of their duty. They are strong in the belief that the circumstances in this case under the demand in Equity a peculiar hardship. The Committee therefore recommend that the amount of bond and damages be remitted and report the following order. In the Committee. A. Simmons Chairman. Ordered. That the Treasurer be and he is hereby authorized to pay to James H. Blake the sum of One hundred and forty four dollars & 84 cts, and that the same be charged to the appropriation for Incidental Expenses. Accepted in Common Council and the order passed. Came up for concurrence. Read and concurred.

Appropriations.

The Committee on Finance to whom was referred the Communication of the Auditor of Accounts of Dec.r 5.th in relation to the additional required by certain appropriations, ask leave to Report. That the transfer contained in the accompanying order may be made without injury to the public Service. Per the Committee, A. Brimmer. Chairman. Ordered. That there be added to the appropriations the following sums, and that the same be withdrawn from the Reserved Fund viz. To the appropriation for Public Lands the sum of Twelve hundred dollars. To the appropria-

tion of the Market House the Sum of Five Hundred Dollars 1845.
& the appropriation for keeping the Sum of One hundred Dollars
was Read in Common Council, Considered & concurred
and concurred.

The Committee on Finance Thacher.
to whom was referred the petition of Caroline Thatcher stating
that her Tax for 1840 & 41 may be refunded, beg leave
to Report, That the petitioner in the year 1840 was travelling
in Europe, & on her return She sold her furniture Housed
her house with the intention of passing the winter in Charles-
ton. So Ca & the Summer in Middletown, Conn. & elsewhere
as might suit her convenience, but at the end of two years,
She returned to this City, and has been resident here ever since.
The claim of the petitioner seems to rest on the question whith-
er She acquired a domicil in any other place. Various de-
cisions in the Supreme Court have established that every per-
son must have a domicil somewhere, 2d That a domicil
once fixed remains certain until he acquires another
party, until a new domicil is acquired, 3d If a person go out
of the State, County or town, for a particular purpose, and do
not take up a permanent residence elsewhere, he cannot be
considered as having removed from the State, County or town
so as to affect his domicil and inhabitancy. It does not ap-
pear that the petitioner acquired a domicil any where else
or was taxed any where else for property which remained in
this City. Under these circumstances your Committee cannot
perceive that the petitioner has any claim to have her taxes re-
funded, but your Committee, if they have taken a wrong view
of the case, have the satisfaction of knowing that the Judicial

[illegible] the petitioner and they therefore recommend that she have leave to withdraw her petition. For the Committee, M. Brimmer, Chairman. Read in Common Council. Came up for concurrence. Read and concurred.

Drinkwater

The Committee on Streets to whom was referred the petition of Engine Company No. 1 [illegible] praying that a space of side walk may be dispensed with by the City Engineer to Post, and by the 11th art. of Rules & Regs. of the Fire Dept. it is provided that "no [illegible] of the engine is [illegible] be erected on the side walk, without special permission of an Engineer." That Eng. Comp. No. 1 in dragging their Engine without leave on the side walk in Washington st. broke through the

Drinkwater
Market Square.

The Committee on Streets, to whom was referred the notice of intention to build of Edward Dinkwater, and others, on Market Square, reported that no action is necessary as to the line of Market Square, and the Committee on Paving reported, that no action is necessary at this time relative to the line and level of the side walks at the place designated, and they recommend that leave be granted to construct coal holes & areas under the sidewalk, [illegible] subject to the [illegible] to the [illegible] and the same [illegible] complied.

The Committee on Sewers
and Drains to whom was referred the Schedule and valua-
tion of a common Sewer in Turnpike Street, report that the
same are correct and report an order for assessing and col-
lecting the amount. Thomas Pittmore. Turnpike Street.

Order of this Board, passed on the fifteenth day of April last
Public notice thereof having first been given, a Common Sew-
er has been laid in Turnpike Street, the cost of which was
Five hundred & seven dollars and sixty one cents, one quar-
ter part whereof being deducted, to be paid by the said City,
there remains three hundred and five dollars $\frac{71}{100}$ to be charg-
ed to persons benefitted by the same, according to law: It is
therefore Ordered, that the persons named in the Schedule
thereunto annexed, being benefitted as aforesaid, be and
they hereby are charged and assessed with the sums there-
in set to their respective names, as their proportional part of
the expense of the said Sewer, and the same is ordered to
be certified and notice thereof given to the parties severally, or
tenants or lessees. And it is further ordered that the several
assessments be collected when entries are made into the said
Sewer. Read, accepted and the order passed.

The Committee on Sewers . Hutchinson.
and Drains to whom was referred the petition of Mary Hutch-
inson, for the abatement of an assessment upon her for a com-
mon Sewer in Cross Street, reported, that the prayer of the peti-
tion ought to be granted and the notice of the assessment
ed in her petition abated. Read and accepted.

Chase

The Committee on Sewers and Drains to whom was referred the petition of Theodore Chase, [illegible] upon him for a common Sewer in Baron Street, reported, that the same be abated [illegible] and that the said Chase pay the amount thereof. Read and accepted.

Broadway

The Superintendent of Sewers and Drains made a report of the cost of constructing a Sewer in Broadway, and a Assessment for the same. Referred to the Committee on Sewers and Drains.

Adjourned to Monday next, four O'clock P. M.

At a meeting of the Board of Aldermen & Assistants held at City Hall, on Monday the Sixth day of December A. D. 1841.

Present

The Mayor and the whole board of Aldermen.

Petition of J. B. Kay, and others, for a license to exhibit warlike and athletic games, viz: the [illegible] Cadet Head, Lincoln and Brine. Refer=red to the Committee on Licenses.

Petition of William Fitz=patrick for a license to keep Swine. Referred to the Committee on Internal Health.

Fitzpatrick

Communication from Cap=tain Tilton, Engr, enclosing copies of the survey and Plan at Rainsford Island, for the landing and Storage of Coal for the Revenue Cutter. Referred to the Committee on Eastern=al Health.

Rainsford Island

Petition of E. H. Robbins for leave to construct arches under the side walk in Milk Street. Re=ferred to the Committe on Paving.

Robbins Milk Street.

The Mayor to whom was re=ferred the petition of John Williams, for an abatement of taxes, reported, that the petitioner have leave to withdraw his peti=tion. Read and accepted.

Williams.

The Superintendent of the Lunatic Hospital communicates a memorandum of the following inmates viz. John Grant and David Jary who have recovered their reason and Robert Matthews whose brother wishes to take him home in a neighboring State. Ordered that the above named inmates be discharged accord=ingly.

Lunatic Hospital.

William Shattuck was nominated and appointed Wood measurer, at Canal or Canal Bridge.

Wood measurer.

1490.

Ord.

An ordinance in addition to an ordinance establishing the office of Superintendent of Streets and prescribing the duties thereof; to prevent unlawful and injurious practices in the Streets of the City, and in relation to Side walks. Passed in Common Council. Came up for concurrence. Read and concurred.

Raymond
Ed State
house.

The committee to whom was referred the petition of E. F. Raymond, and others, to have the Ed State house numbered, reported, that it is expedient the same should be numbered by the Superintendent of Public Buildings. Read and accepted.

Brewer
Washington
Street.

Ordered, that there be paid to Gardner Brewer fifteen hundred and thirty dollars in full for a parcel of land taken to widen Washington Street, by an order of this board passed the twenty second day of April last, and in full for all damages sustained by himself or the tenants of any part of said land, by reason of the said widening. And that the same be charged to the appropriation for laying out and widening Streets.

Appropriation

Order of the Common Council
relating the report of the communication of the Auditor of Accounts respecting certain appropriations to the Committee on Finance. Came up for concurrence. Read and concurred.

Sewer

The Committee on Sewers and Drains to whom was referred the petition of Thomas E. [illegible] to be relieved from the payment of an assessment for a common sewer in Cross Street, reported an order, that the amount of said assessment be remitted with interest

will be made from the estate of said Foster. Read & accepted.

The Committee on Paving, [illegible]
to whom was referred the petition of Wm. F. Sanders, & others, [illegible]
to have a side walk in Sea Street, made of a proper width, re-
-ported, that said Street has been widened as prayed for, by
an order passed the 2nd inst. Read and accepted.

The Board of Visitors of the [illegible]
Lunatic Hospital by law respectfully to submit the following
matter of election and the experience which has given rise
-ion to such is the members of the Board as to the opinion
that it is for the interest of the City, and for the well being of
the Institution that the Visitors should be elected from among
the citizens at large, and not from among the members of the
City Council as is now practiced. When the Hospital was first
established it was expedient that the experiment should go into
operation under the immediate control of the City Council,
and under the inspection of a Committee of their own body.
The Institution is now in successful operation, and this reas-
-on no longer exists. The Hospital has now become crowded
with patients and the time is not very far distant when it
will be necessary to extend the accommodation. That the super-
-vision of the Hospital requires much time and care that can
be given to it, by a Board chosen from the members of the
City Council, and it is believed that the members of a Board
chosen from among the citizens at large would feel a deeper
interest in and be enabled to devote more care and attention
to the concerns of the Institution than can possibly be devoted

1892. by a Board whose members are constantly changing & who have other important avocations. Whether looking therefore to the interest of the City or the success of the Institution and the well being of the inmates, your Committee cannot but be convinced that the proposed change would be most expedient. No other action is required than to repeal the first section of the ordinance passed October 3, 1842, and the enactment of an ordinance providing for the choice of five persons from among the citizens at large with power to appoint a chairman and leaving the other provision of the ordinance as it now exists. The said petitions are herewith to report on the consideration of the City Council the following ordinance. Read & in Board. M. Brimmer. Chairm. An ordinance in addition to an ordinance relating to the Boston Lunatic Hospital which was read and referred to the Committee on Ordinances.

Anderson. The Mayor to whom was referred the petition of C. F. Anderson for an abatement of tax &c. leave to report. The said Anderson was taxed as a Shipping Agent, which it now appears he is not, your Committee recommends therefore, the abatement of two dollars & 48 cts. M. Brimmer, Mayor. Ordered, That so much of the tax assessed to C. F. Anderson for the year 1843 as amounts to two Dollars & 48 cts be & the same is hereby abated. Read, accepted and the order passed.

The Treasury Department. The Joint Committee on the Treasury Department found, at their late examination of the books and papers in the Department, a List marked "Liquidated Bonds & Notes" amounting to the sum of Ninety nine thousand six hun-

-dred and thirteen dollars & thirty cents, & as the present situa- 1873.
=tion of the property did not appear from inspection of the list,
they referred it to a Special Committee of their number for fur=
=ther examination. The Committee now beg leave to report
the statement on the other side as a true account of the ac=
=tual situation of all delinquent Bonds & Notes on the first
day of November last, & they request that the same may be
placed on the files of the City for the information of future
Councils. In behalf of the Committee. Henry L. Pierce, Chair=
=man. Read and accepted. Sent down for concurrence. Came
up concurred.

The Joint Special Committee Water.
on the introduction of "Pure Soft Water," having taken into ma=
=ture consideration the measures proper now to be pursued by
the City Council in relation to that important measure, ask
leave to submit the following Report: The project of introduc=
=ing Water into the City, having been many years before the citi=
=zens, it has been earnestly and ably discussed at public meet=
=ings and by the public press, in all its bearings; various reports
have from time to time been [illegible] carefully and
=fully to investigate the subject; it is known to the
not only the members of the City Council, but the citizens
generally, are informed upon the subject. Petitions [illegible]
have been recently submitted to the legal voters duly notified in
their respective wards, who have by a large majority, both in=
=structed and advised the City Council to take measures for
the introduction of water into the City. Under this [illegible]
=ce your Committee would recommend that immediate meas=
=ures should be taken to bring the subject before the Legislature

[illegible] of [illegible] action. The Committee deem it expedient that the [illegible] should be decided and the petition presented to the Legislature by the present City Council, for whom relief must be claimed. The members of the present City Council have had the subject before them for many months and are presumed to be more familiar with the subject in all its bearings, than a new City Council, however intelligent, can be supposed to be, and are therefore better prepared for final action. The Committee have been further influenced in coming to this conclusion, by the consideration that the Legislature are to be convened on the first day of January next, while the organization of the City Council does not take place until the sixth day of the same month; that it cannot be expected that the members of the new City Council will be disposed to act with precipitancy upon so important a subject as that first time presented to them in their official capacity; time therefore, will be required to procure and mature proceedings in relation to it; so that several weeks of the session of the Legislature will have elapsed before the petition of the City can be presented. Further delay will be occasioned by the necessity of an order of notice to interested and the hearing of those parties by a Committee of the Legislature; two, nine or ten weeks of the session will have passed before the report of a Committee could be procured for the action of the Legislature. Under these circumstances there is great reason to fear that an adjournment may take place without any definite decision on the subject. Your Committee therefore, in consideration of the information in possession of the present City Council, and of the duty which de-

pose upon them of assuming a responsibility which properly belongs to them, and which it is confidently expected will be assumed by them; and also in consideration of the time which must necessarily elapse before any action can be had on the succeeding bills Council can be had in relation to the introduction of water, earnestly recommend that an early application be made to the Legislature for power to bring water from Long Pond in Natick and Framingham, or from some adjacent thereto, and thus relieve the suffering people and Order. For the Committee, M. Brimmer, Chairman. Resolved, That it is expedient to procure a supply of water for the inhabitants of the City of Boston, to be brought, at the expense of the City, from Long Pond in Natick or Framingham, or from any of the sources adjacent thereto, on the condition that those of the inhabitants who may elect to take and use the same, shall be required to pay for the water such reasonable tax as shall hereafter be fixed and established by a Board of Water Commissioners that shall be appointed by the City Council. Ordered, That the Mayor be instructed to make immediate application to the Legislature for the grant of such powers to the City, as may be necessary to carry the foregoing resolve into effect. Accepted in Common Council. Came up for concurrence. On the question of concurrence, the yeas and nays being required were taken as follows, viz. Yeas. The Mayor, Aldermen Bigelow, Crane, Longley, Foster and Hyde—5. Nays. Aldermen Howe, Wilkinson and Robinson—3. So the same passed in concurrence.

The Committee on Sewers & Drainage

Drains report that the Schedule Valuation of the cost and

1916 | ssessment of common Sewer in Broadway are correct and report an order for collecting the assessments. Thomas Watmore for Committee. Whereas pursuant to an Order of this Board, posted on the twenty ninth day of July last public notice thereof having first been given, a Common Sewer has been laid in Broadway West the cost whereof was Seven hundred and fifty four dollars and twenty six cents one quarter part whereof being deducted, to be paid by the said City, there remain Five hundred and fifty one dollars 50 cts to be shared by persons benefitted by the same, according to law: It is therefore Ordered, that the persons named in the Schedule hereunto annexed, being benefitted as aforesaid, be and they hereby are charged and assessed, with the sum therein set to their respective names, as their proportional part of the expense of the said Sewer and the same is ordered to be collected and notice thereof given to the parties aforesaid, their tenants or lessees. And it is also Ordered that the several assessments shall be paid when entries are made from the respective estates into the said Sewer. And, accepted and ordered that the same be collected according to law.

Adjourned to 12 o'clock tomorrow noon.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall, on Tuesday the Twenty fourth day of December, A.D. 1844.

Present

The Mayor, and the whole board of Aldermen, except Alderman Howe and Robinson.

Votes. The board proceeded to examine the votes from the several wards given in on the 23d. instant, for Mayor and five Aldermen and found them as recorded in the book kept for that purpose. Aldermen Longley and Preston reported, that they found the votes rightly cast. No person having had a majority of votes [illegible] choice for Mayor or Aldermen. The question arose, that the City Clerk publish the names of the persons having received the highest number of votes in each ward for said offices, and that the Warden of each ward notify the legal voters in their several wards on Monday next, the 30th. instant, at 12 o'clock. P.M. then and there to give in their ballots for Mayor and five Aldermen. The poll to be kept open until four o'Clock. P.M. Also that there be inserted in the several warrants, to fill all vacancies existing in the several wards. All to be voted for on one ballot.

The Committee to whom was referred the communication of the City Solicitor concerning a suit brought against the City in addition to [illegible] have attended to the same and ask leave to report that they have obtained of the City Solicitor an opinion [illegible] gal merits of the defence made by the City to the said suit and the probable result of the same; and they beg leave to make his answer a part of their report. And as it cannot be

[illegible] in fact to bring the Plaintiff by a decree which whatever way pursuit will be decided against the City, he will leave to [illegible] the following order. Thomas Wel-more for Committee. Ordered, That the City Solicitor be and [illegible] directed to discontinue any further defence to the actions of trespass brought by Wm Bumstead & John Eathman against the City, in relation to A. Street." I now submit briefly the situation of the actions of Mr Bumstead against the City for an alleged trespass on land of his which was purchased by the City Government to constitute a part of A. Street in South Boston. At the trial in the Court of Common Pleas the Judge ruled, 1. That A. Street did not extend so far Northerly as to cover the land in question; and 2. That if the laying out did extend so far, the land in question was below high water mark, and that the Selectmen had no authority to lay it out below the high water mark; and therefore that their proceedings were in that respect illegal and void. These two questions were argued at length and carefully considered by the Judge; but I deemed it my duty to reserve them for the Supreme Court, in order to give time to know the pleasure of the Board in relation to the subject. I have now only to add that I have no reason to think the Supreme Court will hold the law to be different from that laid down by the Common Pleas but that the result there will be the same. And under these circumstances I rise to ask the further direction of the Board in regard to the suits now pending and the questions reserved." Mr Pickering City Solicitor. Read accepted and the order passed.

Adjourned to Monday next, four O'Clock. P. M.

At a Special Meeting of the 1844.
Board of Aldermen of the City of Boston, held at City Hall
on Friday the Twenty Seventh day of December, A.D. 1844.

Present

The Mayor and the whole board of Aldermen, except Alder-
men Preston and Robinson.

Received, That the public Egbert
convenience of the Inhabitants of this City require that Essex Street
should be widened and for that purpose it is necessary to take
and lay out as a public street or way of the said City, a piece
of land belonging to Warren R. Hersey of the said Boston bound-
-ed as follows, viz. Beginning on the present line of Essex Street
at the Northeasterly corner of land now or formerly of Wyman
S. Johnson, thence running Southerly by land of French, seven
inches thence Westerly ninety six feet eight inches to land of
Hastings, thence Northerly by land of said Hastings three feet
one inch to Bristol line of Essex Street thence Easterly on the
said Bristol line ninety six feet & eight inches to the place of
beginning, containing one hundred & seventy seven & one quar-
-ter Square feet. And Whereas due notice has been given of the
intention of this Board to take the said parcel of land for
the purpose aforesaid as appears by the return hereunto annex-
-ed. It is therefore Ordered, That the parcel of land before describ-
-ed be, and the same hereby is, taken and laid out as a public
Street or way of the said City.

The Committee on the Fire Hand.
Department, on the resignation of Artemas Hand, as Foreman of
Engine Company No. 5. reported, That his resignation be ac-
-cepted. Read and accepted.

Application of John Wentworth

Wentworth [illegible] Common Council to the Committee on Burial Grounds &c.

Received & laid on the table.

At a Special Meeting of the board of Aldermen of the City of Boston, held at City Hall on Saturday the Twenty eighth day of December, A. D. 1814

Present

The Mayor, and the whole board of Aldermen, except Alderman Robinson.

City Charter.

Order of the Common Council [illegible] Gardner Sudan and Commonwealth such as the board of Aldermen might join, a Committee to consider whether any, and if any, what amendments of the City Charter or other Laws of this Commonwealth, are necessary, to provide for a due organization of the City government, and transaction of the public business of the City, in the contingency of [illegible] by the people of the Mayor and a quorum of the board of Aldermen, previously to the day assigned by Law for [illegible] of the City government, and of the concurrence. Read and concurred, and Aldermen Wilmore and Rogers were joined.

Auctioneer.

Samuel K. Darby recommended as an Auctioneer and his bond approved.

Petition of I. G. Thwing for re- 501.
lief in consequence of the draw of the North free Bridge not Thwing.
being opened so that he could pass through, &c.
Referred to the Committee on Bridges.

The Superintendent of Alien Alien
Passengers reported referred to the Committee on Accounts.

Adjourned to Monday next, four o'Clock P.M.

At a meeting of the board of
Aldermen of the City of Boston, held at City Hall, on Monday
the Thirtieth day of December, A.D. 1844.

Present,

The Mayor and the whole board of Aldermen.

Petition of Edward Brinley, Brinley.
to have a sum of money refunded to him, which he paid for
an entry into the common sewer on the South of Faneuil
Hall. Referred to the Committee on Sewers and Drains.

The Superintendent of Sewers Sewers
and Drains made a report of an assessment of a common Sewer in Street.
Salem Street. Referred to the Committee on Sewers and Drains.

1869.

May. The Committee on Leave to whom was referred the petition of J. B. Law, and others, for a licence to give a public exhibition at the Melodeon, of wrestling and athletic games; viz: the exercise of the cestus, broad sword, [illegible] and that, should the petitioners not leave, to withdraw their petition. Read and accepted.

May 25. 1st. Baptist Church Bell. The Committee on the [illegible] to whom was referred the petition of E. [illegible] and others, praying that they may have the use of the 1st. Baptist Church Bell, when in the opinion of the Chief Engineer of the Fire Department same should be rung as prayed for. Read and accepted.

May 26. Water Rates. An ordinance in addition to an ordinance relating to the Water Service, passed as taken into a new draft. Sent down for concurrence.

May 27. The Committee on Paving to whom was referred the petition of E. McKivitt for leave to construct [illegible] on the side walk in [illegible] Street, report that leave be granted as prayed for, subject to the rules and orders heretofore adopted by this Board relative to arches under the side walks. Sierra Crane, for the Committee. Read & accepted.

May 28. Hastie Street. Resolved, That the safety and convenience of the inhabitants of this City require that Hastie Street should be widened, and for that purpose it is necessary to take, and lay out as a public street or way in the said City, a parcel of land adjoining to Francis C. Sanborn's land [illegible] as follows viz: Beginning at the intersection of the

Northerly side of Myrtle Street & the Easterly side of South

[illegible] Street [illegible]

to said and three inches, thence Easterly Seventy four feet one

[illegible]

=ly by the said land of Graves one foot and three inches to pre=

=ent line of Myrtle Street, thence Westerly by said present line,

seventy four feet and three inches to place of beginning, contain=

=ing six hundred and twenty nine square inches. And it

=ng due notice has been given of the intention of this Board to take

the said parcel of land for the purpose aforesaid, as appears

by the return hereunto annexed. It is therefore Ordered, That

the parcel of land before described be, and the same hereby

is taken and laid out as a public street or way of the said

City.

The Committee appointed to examine the account of the Treasurer of the Franklin Fund, report that they have attended to this duty and found said account to be correct. The balance in the hands of the Treasurer on the 28th. day of December was fifty seven cents and the present amount of the Fund is estimated at Thirty Six thousand seven hundred and thirty dollars Seventy two cents. For the Committee Edwin B. Rogers, Chairman. Read and accepted. Franklin Fund.

The Committee on Finance to whom was referred the Communication of the Auditor of [illegible] relative to [illegible]

=tion for widening Streets, is required for the purpose of carrying out certain important improvements now in progress, and your Committee further report that the transfers proposed in the annex=

[illegible] be made without injury to the public service, be [illegible] to Common Council. Which has been read [illegible] in connection for Planing and Extending [illegible] the sum of Six Thousand and three hundred dollars, and that the same be withdrawn from the Reserved Fund. And that there be appropriated for Planing and Extending [illegible] Hospital, the sum of Eight hundred dollars, and that the same be withdrawn from the appropriation for the Public Hospital Accepted in Common Council and the order passed. Come up on concurrence. Read and concurred.

Island. The Committee on External Health to whom was referred a Communication from Capt. [illegible] in relation to the occupancy of Lawrence Island, and inquiring whether the City will not appropriate some part of the rent which the Government have engaged to pay for certain privileges on said Island, for the purpose of "defraying the expense necessary to put the wharf and house in a good condition to receive the Government Coal," ask leave to Report: That, in their opinion, it is inexpedient to appropriate any portion of rent, to be received from the United States Government for the use of Lawrence Island, for the purpose specified in the Communication above referred to. Abraham T. Stone, per Committee. Read and accepted.

North Free bridge. The Committee to whom was referred the petition of E. G. Thwing, respecting the Draw of the North Free Bridge, ask leave to Report, That they find in the Charter, that the Bridge was to have suitable "Draw or Draws" and otherwise built to the acceptance of the City Council, which ap- [illegible] was [illegible] to be [illegible] City Council on En-

gineer was appointed to have the charge during the erection, and on the completion, a Joint Committee from the City Council was appointed to examine and report, and in their report they recommend that the Government accept the Bridge on the Corporation giving a guarantee to complete some parts that were at that time unfinished. And believing that the City Council caused the bridge to be so built as was in their judgement for the interest of the City they have fully complied with the Charter, although they may have erred in judgement. Your Committee would therefore recommend that the petitioner have leave to withdraw his petition. For the Committee, Jonathan Preston. Read & accepted.

Curtis. North free bridge.

The committee to whom was referred the petition of Henry Curtis and others requesting the extension of the piers on each side the North Free Bridge ask leave to Report: That there is no power in the City Government to grant the prayer of the petitioners, in the extension of said piers, as it has caused them to be extended already to the full extent contemplated in the Charter, they therefore recommend that the petitioners have leave to withdraw their petition. For the Committee. J. Preston. Read and accepted.

South Boston Streets.

The Committee on Streets who were instructed to Report what action is necessary in relation to the Streets at South Boston, and also all perversions of public property to private uses and the necessary means to reclaim the same, ask leave to make an additional and final report. That they have caused the said Streets to be surveyed by Alden Wadsworth, Surveyor, and all encroachments on them as located on the plan of Mather Withington, to be marked on the plan of the

916 said Wadsworth dated 1841. They have also lately received from the said Wadsworth a Statement in writing, specifying the several encroachments, which they ask leave to make a part of their report. By the said plan and Statement it appears that the subject requires some definite action of this board, not only for the purpose of removing obstructions already existing, but also to prevent others being made. It also appears that the magnitude and importance of the encroachments will leave no room for compromise and will deprive the board of the power of carrying the intended line of the Wall to accommodate the dwellers thereon. Some of the encroachments covering the whole extent of the Streets, as in the case of that part of 5th Street between Turnpike Street and the Sea and others extending more than twenty feet into the Wall. It however the public convenience has not at present require that all those Streets should be at once completed, the Committee would wish to avoid doing any act by which the City would be legally bound to do it and they therefore cannot propose an order for the removal of all the said encroachments and obstructions. But they therefore can only propose that the right of the City to make and complete the several Streets according to the original location should be formally asserted and that all persons interested should have due notice thereof. They therefore submit the following order. Thomas Belmore for the Committee. Ordered, That the City Marshal be and he is hereby directed to notify the several persons mentioned in the Schedule hereunto annexed that they have unlawfully encroached upon the several Streets therein mentioned, as the same were laid out & established, and that the City claims full right to remove them from the several parcels of land thus encroached upon and to

ake possession of the same, whenever it shall be deemed ex-
pedient so to do by the City & complete the said Street, & the several en-
croachments before mentioned being laid down and described
on a plan of the said Streets made by Alexander Wadsworth
dated 1841. in possession of the Mayor and Aldermen. Read
accepted and the order passed. The following is a list of the en-
croachments referred to in the foregoing Report and Order viz:-
East of Dorchester Street. List of encroachments on the West side of
South Street.

B. Adams	on	Second Street	between P. & Q. Streets.
A. Bent	on	Second "	" " "
U. States	on	Q Street	" Fourth & Fifth Streets.
[illegible]	"	P " Fifth "	
J. Boles &c	"	Fifth Street	between O. & P. Streets.
J. Henshaw &c	"	Old Road	" M. & N. Streets.
W. M. Cullough	"	Old Road & M. Streets.	
Lewis Trustees	"	Fourth St. & K. Street	between Fourth, fifth, sixth & seventh Sts.
Clapp	"	I. Street post of a house	between 7th & 8th Sts.
Vinton	"	Third Street	between I. & K. Streets post of house.
Dr Gordack	"	Second & Third Streets	between I. & K. St
Haden	"	Second St	" " house & fence.
C. Harding	"	"	" " "
H. Lewis	"	"	" " "
Sweeney	"	First "	" " "
L. Selum	"	Second "	" " fence
G. Hayden	"	"	" "
C. Hayden	"	"	" "

West of Dorchester Street.

First Street	Bradford		near Dorchester St.

168. First Street	Heirs of D. Wheelwright		two Fronts
Second Street	Whitman	between H. & Dorchester St	Front
" "	Leonard	" " "	"
" "	Robin Emery	near D. Street	corner
Dorchester Street	King	between First & Second Sts	Piazza
" " "	Heirs of Creed	" " "	Front
Third Street	Osborn	between H. & Dorchester Streets	
" "	S. K. Williams	" "	"
" "	W. Blake	" "	"
" "	E. C. Reed	" "	"
" "	S. K. Williams	" "	"
" "	T. Robinson's heirs	" "	"
" "	White	" "	"
" "	J. Brooks	" "	"
" "	Gaw's Trustees	" "	"
" "	Stimpson	" "	"
" "	Gibb	" H & E. Streets	"
" "	Jenkins	" " "	"
" "	Matthews	" " "	"
" "	J. D. & M. Williams	" H & B. Streets	house
" "	Mr. Smith	" " "	house
" "	J. Clark	" " "	house
Broadway	S. Reed	" E. & D. Streets	wall & fence
"	St. Matthews Church	" " "	corner & lot
"	J. S. Perkins	" " "	Stone buttresses
"	Baptist Society	" B & C. Streets	Steps
"	Heirs Mrs Kinney	" " "	Steps
"	C. How	" H & B. Streets	Buttresses &c
"	J. Pierce	" " "	"

E. Stevens " " "
J. Tinlon " " "
S. Coney " " "
J. Linnew " " "
L. Crane " " "
S. Adams " " "
I. Drake " " "
Heirs Dr. Stebbins " N. & Turnpike St. Porch
Fourth Street — M. Martin between N. & E. Streets
I. L. Nickerson " " "
E. Hatch " " "
S. Rice's heirs " " "
N. Speeds " E. & D. "
D. Monshaw " " "
E. Woodworth " " "
Flinn " E. & D. "
Hall " " "
Dunham " " "
David " " "
Dunham " " "
E. Hart " " "
Thos. Martin " " "
G. L. Homer " " "
Wm Dennis " B. & N. "
Dunham " " "
Dunkin &c " " Public Square
Fifth Street — Burns " E. & B. Streets
Hendy " " "
N. Bancroft " " "

5th	Field	"	"
	J. Carlton	"	"
	P. Dee	"	"
	L. A. Comer	"	"
	M. C. Ware		
	L. A. Lee	Chief	act. Chemists
	M. W. Ridgeway	Asst	act. Druggists
	S. Dunham Jr.		
1st Asst.	N. P. Mann	Saturn	Broadway & Fourth St.
	H. Nickerson	"	"
	C. Hatch	"	"
	P. Nickerson	"	"
2d Asst	Libbie	Fourth	& Fifth St.
	Emerson	"	"
	Whitaker	"	"
	W. A. Shin	"	"
	Burns	"	"
3d Asst.	Pike	Broadway	& Third St
	Farber	"	"
	J. Dunham	"	Fourth St
	J. Dunham	Fourth	& Fifth Sts.
	W. Linde		
	Eldred	Fifth	& Sixth Sts.
4. Asst	A. Clark	Canal	& Third St.
	[illegible] Mann	Canal	Broadway
	[illegible]	[illegible]	Fourth St
	Linville	"	"

The Committee on the Jail, House of Correction & on the part of the Board of Aldermen on the Communication of the Board of Visitors of Lunatic Hospital. Dec 6th in relation [illegible] Jail & House of Correction [illegible] Lunatic Hospital. Have had the same under consideration & report that the Jail & House of Correction should be enclosed by fences of sufficient height & strength to prevent escapes, and also to prevent all access to or communication with, any person confined therein, by person without. Your Committee find that the inmates of the House of Correction are daily at work on the wharf of that institution, & that there is no fence to prevent communication with the patients of the Lunatic Hospital and that such communication frequently occurs. It is therefore recommended that the Board of Visitors be authorized to erect a fence in continuation of the fence on the Western limit of the House of Correction down to the water. Your Committee submit the following order, for the Committee. H. Brimmer, Clk. Ordered. That the Board of Visitors of the Lunatic Hospital be authorized to erect a sufficient fence, with a large and convenient gate, in continuation of the fence on the Western limit of the ground of the House of Correction, in a straight line to the water. Read, accepted and the order passed.

The Joint Committee who were instructed to ascertain and report what unfinished business remains to be acted upon by the present City Council ask leave to Report. That it appears that reports have been received from all the joint Committees on the several subjects referred to them, and that there is therefore no unfinished business requiring the action of the present City Council. Read and Unfinished Business.

Mr. Wilmore for the Committee. Read and accepted. Sent down for concurrence. Same ush concurred.

Adjourned to 12 o'Clock tomorrow noon.

At a meeting of the board of Aldermen of the City of Boston, held at City Hall, on Tuesday, the thirty first day of December, A.D. 1844.

Present

The Mayor and the whole board of Aldermen.

Votes. The board proceeded to examine the returns of votes from the several wards, given in yesterday for Mayor and five Aldermen, They found the whole number for Mayor to be 10.073.

Necessary for a choice 5.037.

No person having had a majority of votes, there is no choice of Mayor. The whole number of votes for Aldermen was 10.042.

Necessary for a choice 5.022.

No person having had a majority of votes, there is no choice of Aldermen. Aldermen Crane and Wilkinson, a committee chosen for that purpose assorted the same were rightly cast. Ordered, that the result be published. Whereas, On examination by the Mayor and Aldermen of the City of Boston, of the returns of votes given for Mayor at the meetings of the Wards holden for the purpose of electing that officer, on the thirtieth day of December

instant, being the meetings last preceding the first Monday of January. It appearing that no person had a majority of all the votes given for Mayor. It is thereupon ordered that a record be made of that fact, an attested copy of which, it shall be the duty of the City Clerk to produce and read on the first Monday of January next, as is provided by law.

Alien Passengers. Superintendents accounts.

The Committee on accounts to whom were referred the accounts of Calvin Bailey, Superintendent of Alien passengers, from Dec. 1. 1843 to Dec 1st 1844. ask leave to Report: That the said Superintendent charges himself with Cash rec'd. from 4602 Aliens $9204.00.

And credits himself as follows.

Office rent & boat hire	151.13	
Commissions - 5%. Salary 500 -	1550.	
Paid for removal of 568 aliens	2285.85	
Paid over to City Treasury	5764.02	$9204.00

And the Committee find that the said amount of five thousand, seven hundred & sixty four dollars 02/100 has been paid to the City Treasurer. Respectfully submitted. James Truman for Committee. Read and accepted. Sent down for concurrence. Came up concurred.

City Charter.

The Joint Committee who were directed to consider whether any, and if any, what amendments of the City Charter or other laws of the Commonwealth are necessary to provide for a due organization of the City Government, in the contingency of a non election by the people of a Mayor and a quorum of the Board of Aldermen, ask leave to Report: That they have had before them a correspondence of the Mayor and City Solicitor, on the subject, which

514. they ask leave to submit as part of their report; and as it appears
necessary to the passing of the Statute, that the exigency of the
case requires an immediate alteration of the laws relating to elec-
tions in the City the Recommend an application at once, for
that purpose to the Legislature. And for the passage of a bill
case not which will be sufficient to meet the present difficul-
culty. They therefore offer the following order. Thomas Wilmore
for Committee. Ordered That the Mayor is requested to apply
to the Legislature forthwith, for the passage of an act providing
for the organization of the City Government of the City at Elec-
tion on the first Monday of January next notwithstanding
the failure of the people of the said City to elect a Mayor
and a majority of the Board of Aldermen, and authorizing
and requiring the Aldermen elected to issue warrants for elections
to fill vacancies, in the office of Mayor, in their own board, or
in any other office, for which warrants are now by law issued
by the said Board. Correspondence referred to in the foregoing Re-
port. "Hon. John Pickering, City Solicitor. City Hall Dec. 28. 1844.
Sir, - It appears, by the returns of the late election of Municipal
Officers that there was no election of Mayor, and of only three
members of the Board of Aldermen, doubts are entertained by
the City Council in relation to the powers of three Aldermen
elected, to issue warrants for a new election of Mayor, and to
supply the vacancies in the Board of Aldermen which may
exist in case no election shall take place previous to the first
Monday of January next, your opinion is requested in relation
to the authority of the Aldermen elect in the case above stated.
[illegible] Thomas Mayor. [illegible] Thomas, Mayor. City
Solicitor's Office, Dec. 28. 1844. Sir, I have considered the question pro-

posed in your letter of this date, and now submit to you the following opinion; which, however, I am obliged to state more briefly than I should have done, if time could have been allowed me to go into a more detailed statement of the grounds of the opinion.

The case which has occurred at the present election, that is, a failure on the part of the voters to elect an entire Board, or a majority of an entire Board of Aldermen, appears not to be expressly provided for by the City Charter. The circumstances under which the Charter was drawn up, and the entering upon a new system of municipal government without having had the benefit of any experience in the administration of such a system, occasioned some important omissions in carrying out its details, the necessity of which details, indeed, would not be likely to occur till felt in consequence of some contested election and serious difference of opinion among the electors. It was not till the year 1830 (eight years after the City Government was given to Boston, and a material defect was found to exist in the provisions of the Charter relating to the election of a Mayor; and a special act, which was passed on the fifth of June 1830) was deemed necessary, in order to make an express provision to remedy that defect; but a corresponding provision for the case of the non-election of Aldermen was unfortunately overlooked, and the remedy was limited to the case of the non-election of a Mayor. The provisions of this act appear to have been made upon the supposition, that a new Board of Aldermen, or a majority of them, would certainly be chosen; and, on that supposition the act directs, that in case of no choice of a Mayor being made the Mayor & Aldermen whose year is about expiring shall make a record of the fact, that no choice was been made; & that record is to be produced & read by the City Clerk in the presence of the new

[illegible] Common Council [illegible] Aldermen & Common Council men;
the oaths prescribed by law are then to be administered to the
members elect and thereupon the Board of Al
dermen shall proceed to elect a Chairman, and the Common Coun
cil a president, in their respective chambers; and, being respective
ly organized, proceed to business in the same manner as is
provided in the tenth section of the City Charter in case of the
absence of the Mayor &c.; after which the Board of Aldermen shall
ascertain if they have voted in meeting in the citizen to a
new election of Mayor; and the same proceedings shall be had
in all respects as are directed by the fifth section of the Char
ter, & shall be repeated until a choice is effected. These supple
mentary provisions, in amendment of the Charter, as I have
never heard objected to be repealed when the supplemental Board
a new Board of Aldermen, or a majority of a new Board,
shall have been elected. But, in the present case the very ques
tion to be decided is, whether there has been an election of such
a Board; in other words, whether the three Aldermen elect have
the like authority as an entire Board, or a majority of an
entire board, in such a case. Considering the question in its
practical relations to the administration of the city government
so many difficulties present themselves, that I feel obliged to
come to the conclusion that the three members elect do not con
stitute a Board of competent authority to proceed with the ad
ministration of the government & to issue warrants for the
new elections. If three members elect can act in this case, no suf
ficient reason can be given why two should not have the
like power; & the same argument might, perhaps, be extended to
even to one alderman elect; for, although the supplementary act

of June 5th 1830 speaks of the "members elect," in the plural num-
=ber, not as the rules of construction laid down in the Revised
Statutes provide, that "every word importing the plural number
only may extend & be applied to one person or thing as well
as to several persons or things", the more theoretical construction
might possibly give the same power to one, as to two, or three,
whereas practically considered the provisions of the
act cannot have been intended to include such extreme cases,
and an attention to some of its details, and the objects to be
accomplished by the act, will show, that a more practical view
is to be taken of it; as, for example, the "members elect" are to be
sworn in; they are then to proceed to choose a chairman, while
the Common Council at the same time proceed to choose
their president; and, being respectively "organized" they are to pro-
=ceed to business, as is provided in the Charter in the absence of
the Mayor; after which the Board of Aldermen shall issue
their warrant for a new election of a Mayor. Now it can
hardly be supposed, that the Legislature intended by these pro-
=visions, that one, or two, or even three Aldermen elect should
go through the formality of choosing a chairman and should
then be considered as the "organized" Board of Aldermen
of the City, and invested with competent powers to act in the
case in question. If then one, two, or three, Aldermen elect "would
not constitute a municipal Board the question recurs" what
number does the Charter or the supplementary act require for
that purpose. On this point I would remark that in the laws re-
=lating to Municipal Officers, it has been always understood
(independently of the rules of construction in the Revised Stat-
=utes) that the authority given to any Board of such officers

cated be exercised by a majority of the Board. In the present case, therefore, as the Law would give such authority to a majority of the Board, and as no sufficient reason can be given for allowing any number less than a majority to act in the case of opinion that the organized Board of Aldermen contemplated by the Supplementary act should consist of not less than a majority of the whole Board, a five members. The above construction of the Charter and Supplementary act, I am aware is not wholly free from doubt, and as the Legislature will be in Session before the first Monday in January next when the City Government is to be organized I would respectfully submit to the consideration of the City Council, whether (in case they concur in the views here taken) it might not be advisable to make an early application for an additional remedial act, rather than to leave room for calling in question hereafter the legality of any proceedings of the said Government, whether affecting public or private rights, that may take place under the existing laws. I am Sir, Your obedient Servant H. Pickering City Solicitor. Read, accepted, and the order passed. Sent down for concurrence. Came up concurred.

Adjourned to Monday next, 12 o'Clock M.

At a meeting of the board of 519.
Aldermen of the City of Boston, held at City Hall on Satur-
day the Fourth day of January, A. D. 1845.

Present

The Mayor and the whole board of Aldermen.

The Committee on Public Build- Mears &
ings to whom was referred the petition of Mears & Smith for dam- Smith.
ages done their Shop in the alteration of the Cellar door of the
Old State House, ask leave to Report That they have given the
claim of the petitioners a careful examination and are of opin
ion that they have suffered considerable injury by the alter
ation of the entrance under their Shop, That there was some
obstruction to their business and injury to their goods, That the
alterations were necessary in consequence of the passage of the
ordinance in relation to cellar doors, &c. Your Committee have
not deemed the claim of One hundred & fifty dollars unreason-
able, and they report the following order. by order of the Com^e. M.
Brimmer Chair. [illegible] the Treasurer is authorized & in-
to Mess^rs. Mears & Smith One hundred & fifty dollars in full for all
damages by them sustained in the alteration of the Old State
House in August 1844 and that the same be charged to "Inci-
dental Expenses." Accepted in Common Council, and the order pas-
sed. Came up for concurrence. Read and concurred.

Ordered That there be paid to [illegible]
[illegible] Two hundred five dollars in full for all damages by the
sustained by the widening of Commercial Street in front
of in part of a building occupied by him as a

521. of this Board passed May 30. 1842. and that the same be charged to the appropriation for laying out and widening Streets.

Ordered that there be paid to Hannah C. Winton One hundred & ninety four dollars & 50/100 for one hundred & twenty nine 50/100 feet of land taken to widen Myrtle Street by an order passed Dec.r 30.th last. on his giving a sufficient deed & release of all damages and that the same be charged to the appropriation for laying out and widening Streets.

Wood measurer. John C. Bradford wood measurer reported, that he measured the last year 116 cords of wood. Read and placed on file.

Salem Street. The Committee Report that the valuation & schedule for the Common Sewer in Salem Street are correct and report an order for assessing and collecting the amount. Thomas Wetmore for Committee. Whereas pursuant to an Order of this Board, passed on the fifth day of August last public notice thereof having first been given, a Common Sewer has been laid in Salem Street, the cost of which was One hundred & twenty two dollars and forty cents one hundred & eighty one dollars & sixty cents deducted, to be paid by the said City, there remains ninety one dollars & to be charged to persons benefitted by the same according to law: It is therefore Ordered, that the persons named in the schedule hereunto annexed, being benefitted as aforesaid be and they hereby are charged and assessed, with the sums therein set to their respective names, as their proportional part of the expense of the said Sewer, and the same is ordered to be collected and notice thereof given to the parties aforesaid their ex-

=ants or Lessees. Read, accepted, and the order passed.

The Committee on Streets to whom was referred the notice given by J. Cullen Ayer and others and by the proprietors of the Second Church of an intention to repair and alter a building at the corner of Richmond and Hanover Street and their petition that the said Richmond Street may be widened by taking a part of the same ask leave to Report, that the said Street has already been widened and made convenient and that the safety and convenience of the inhabitants require that the said widening should be continued to Hanover Street and that the expense of the same will be materially increased by the erection of any permanent building or the making any extensive repairs on buildings which are now on the proposed line of the said Street, that the appropriation for widening Streets is now exhausted, and that the proposed improvement therefore cannot conveniently be made the present financial year. They therefore ask leave to Report the following order. Thomas Fillmore for Committee. Ordered That due notice be given to Mr E. H. Dodge tenant of a building at the corner of Richmond and Hanover Streets and to the owner of the same building and all persons interested therein, that this board will on the first day of May next proceed to widen the said Richmond Street by taking so much of the said building as may be sufficient to make the said Street [illegible] and that [illegible] the order [illegible]. Richmond St. v. Hanover Street.

The Committee on Streets to whom was referred the petition of Horace Fisher, to be paid Fisher for Treat.

[illegible] ...ed to lay out a drain in Sea Street report that the petitioner's land should be drained & that the damage ... Read and accepted.

Benson - Sea Street. The Committee on Streets to whom was referred the petition of John Benson to be paid for taking his land to widen Sea Street, reported, that in their opinion the petitioner has been damaged to the amount of fifty dollars. Read and accepted.

Barnes - Sea Street. The Committee on Streets, to whom was referred the petition of Silas P. Barnes, to be paid for taking land to widen Sea Street reported that in their opinion the petitioner has been damaged to the amount of thirty dollars. Read and accepted.

Sewer - Traverse Street. The Committee on Common Sewers ask leave to Report that for the reasons stated in the annexed Statement of the Superintendent of Common Sewers, they have caused to be laid a Common Sewer in Traverse Street of the dimensions of three feet in the clear and two hundred and seventy six feet long. [illegible] Committee. The drain in Traverse Street was laid more than 20 years since & found the same very uneven, and filled up to within 6 inches of the top, into this drain of 18 inches a Sewer of 3 feet in the clear from the South part of Beverly Street was laid in 1833 this Sewer is found to be filled up 2 feet with mud, in consequence of the imperfect condition of the drain in Traverse Street [illegible] Chelsea Street a portion of Endicott and Charlestown Streets, and also a portion of Salem Street, has been carried into Traverse Street. [illegible] Committee, [illegible] Street

ed to lay down a new drain in Traverse Street of 3 feet in the clear and 276 feet in length, which has accordingly been done. Respectfully submitted. Chs B. Wells Supt. Read & accepted. 523.

The Committee on Lamps to whom was referred the petition of Ephraim Dodge, and others, to have several Lamps placed and lighted in South Boston, report; That the Streets designated by the petitioners for the erection of Lamps to be lighted by the City, have not been completed and accepted. That the Committee are of opinion it is inexpedient to erect Lamps as prayed for, at this time. Harra Crane, for the Committee. Read and accepted. Dodge South Boston.

The Committee on Paving report, That by an Order of this board passed Oct. 7. 1844. the Committee on Paving was authorized to contract for three thousand tons of Granite blocks for paving and in accordance with the said order the Committee have agreed with Ephraim Bancroft to supply the City with one thousand tons, and with N. M. Jamed to supply the city with five hundred tons of granite cubic blocks [illegible] and 7 inches one third in each dim, to be delivered in Boston between the first day of April and the first day of July 1845. for the former parcel [illegible] and for the latter Harra Crane, of the Committee. Read and ordered to be filed. Paving.

Ordered, That all matters and things not acted upon be referred to the next board of Aldermen. Unfinished business referred.

On motion of Alderman Wetmore, Ordered, That the thanks of this board be offered to the Honourable Martin Brimmer for the dignity and [illegible] Mayor thanks &

to be known and memorials which have distinguished his performance of the duties of the presiding officer. The foregoing communication read by the City Clerk was replied to in the manner following. The Mayor made the following answer. Gentlemen of the Board of Aldermen. It would unbecoming in me to conceal that I am sensibly affected by the resolve which you have been pleased to adopt with so much unanimity. It is most gratifying to me to receive the approbation of those who are best able, from their position, to judge of. I will not say my services, but as my earnest endeavor to discharge the duties of the responsible office which by the favor of my fellow citizens I have for the last year been called to perform. No person can more fully appreciate than yourselves, who have so labored in the interest of the City in the duties of the Executive branch of the Government, how great are those duties and how extensive they are. The duties of this branch of the City Council at all times onerous, have been greatly increased the past year, and are required to exceed by one third the labor of the year previous and probably to any year since the establishment of the City Government. Of these duties a very large proportion has of course devolved upon you. It would be in vain to attempt to recapitulate the various duties which have devolved upon the several Committees of this Board and which have been performed if not to the entire satisfaction of the community, must evince to you all how earnest, with a single view to the best interests of this community. The rapid increase of our population and the improvements going forward in every part of the City, have called for corresponding exertion which has been given by

the City Government have been administered with judicious economy, not only have the expenses fallen short of the appropriations, but a very considerable balance has been left for the municipality, & the city debt a burthen which has within the last years been so much diminished as to leave hardly any debt worthy of consideration. There was paid in the year 1842-43.

	£95.000
and there has been paid the present financial year	226.000.
which with the stock purchased by the Commrs	
on the Reduction of the debt	30.000
makes	£351.000

and leaving only £1.10^m. to be liquidated in the course of the next fifteen years. I have every reason to believe that the great causes of Religion, of morals, of education of temperance & order have been advanced. It is a subject of congratulation that notwithstanding the occurrence during the last year, of one of the most exciting political contests which this country has witnessed, not an instance of a rupture of the public peace has occurred, the most profound respect has been paid by all political parties to the cause of order, and the preservation of the public peace. It is a subject of serious regret that so large a portion of this Council do not think to lend their experience to the public service, and I may be permitted to say that in a Municipal Government a body of experience can hardly be supplied by qualifications however brilliant. But you have the satisfaction of saying that you have performed your arduous duties with devotion and fidelity and of carrying with you to the retirement of private life the well earned respect of your fellow citizens. For-

[illegible] Gentlemen in declining the official station to [illegible] and to his members of the Board [illegible] for the assistance you have rendered me in the discharge of my public duties, and for the courtesy and urbanity which I have experienced on all occasions.

Ordered That the Mayor be requested to reduce his answer to writing, and that the same be entered on the Journal of this board.

The board was then adjourned without day.

Attest,

E. M. Cleary,

City Clerk.

I certify that the foregoing is a true record of proceedings of the Mayor and Aldermen, for the year 1844. Page 1 to 526. inclusive.

Attest,

E. M. Cleary,

City Clerk.

Abad 274. 301. 312. 316. 323. 531. 3117. 410. 435. 453. 497

Abbe " 6. 18. 110. 127. 136. 138. 156. 200. 211. 212. 221. 239. 266. 305. 355. 361. 372. 1137

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Ac. honors, licensed 11. 35. 114. 165. 187. 213. 282. 301. 305. 311. 321. 345. 366. 361. 457. 467. 470. 506.

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report 215. 312.

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Adjournment, motion, Ke 111. 116. 31. 71. 95. 56. 165. 331. 348. 405. 418. 468. 484. 490. 503.

Admission, meetings 3.

Adv[illegible] 2111

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